

INDEXES

Abbreviations, acronyms, and short forms used: ACP countries: African, Caribbean, Pacific countries; ADIZ: air defense identification zone; ASIL: American Society of International Law; BIT: bilateral investment treaty; CAP: common agricultural policy (EEC); CCP: common commercial policy (EEC); CIA: US Central Intelligence Agency; Conf.: Conference; Conv.: Convention; DOT: US Department of Transportation; EC: European Communities; ECHR: European Convention on Human Rights; ECJ: European Court of Justice; EEC: European Economic Community; FCN: friendship, commerce, and navigation; FIR: flight information region; FMLN: Farabundo Marti National Liberation Front; FRG: Federal Republic of Germany; GATT: General Agreement on Tariffs and Trade; GSP: generalized system of preferences; IACAC: Inter-American Commercial Arbitration Commission; IBM: International Business Machines; ICAO: International Civil Aviation Organization; ICC: International Chamber of Commerce; ICJ: International Court of Justice; ICSID: International Centre for Settlement of Investment Disputes; IDA: International Development Agency; IFI: International financial institution; IIF: Institute for International Finance; ILO: International Labor Organization; INS: US Immigration and Naturalization Service; Iran-US CT: Iran-United States Claims Tribunal; IMF: International Monetary Fund; Jessup Comp.: Philip C. Jessup International Law Moot Court Competition; KAL: Korean Airlines; LOS: law of the sea; MTNs: Multilateral Trade Negotiations; NASA: US National Aeronautics and Space Administration; NATO: North Atlantic Treaty Organization; OAS: Organization of American States; OPEC: Organization of Petroleum Exporting Countries; PCIJ: Permanent Court of International Justice; PRC: People's Republic of China; ROK: Republic of Korea; TPM: trigger price mechanism; UK: United Kingdom; UN: United Nations; UNCHR: UN Commission on Human Rights; UNCITRAL: UN Commission on International Trade Law; UNGA: UN General Assembly; UNHCR: UN High Commissioner for Refugees; UNHRC: UN Human Rights Commission; UNSC: UN Security Council; US: United States; USSR: Union of Soviet Socialist Republics; Vienna Conv.: Vienna Convention on the Law of Treaties; VRAs: voluntary restraint arrangements; WWII: World War II

TABLE OF CASES

- Aegean Turkish Holidays, Hesperides Hotels v.*, 112, 129
AGIP case (ICSID), 55
Alabama Claims Arbitration, 11-2, 161
Albania, United Kingdom v. See Corfu Channel case.
Alcoa case: See United States v. Aluminum Corporation of America.
Allied Bank International v. Banco Creditor Agricola de Cartago, 256
Aluminum Corporation of America, United States v., 268
American International Group (AIG) case (Iran-US CT), 231, 234-6
Aminoil-Kuwait arbitration, 49-50
Anglo-Iranian Oil Co. case (ICJ), 325
Annuaire Suisse de Droit International, 211
Arcturus case, 336
Baker v. Carr, 89, 329, 335
Banco Creditor Agricola de Cartago, Allied Bank v., 256
Banco Nacional de Costa Rica, Libra Bank v., 255-6
Banco Nacional de Mexico, Frankel v., 256
Bank Tejarat, Esphahanian v. (Iran-US CT), 225-7, 229, 231, 233, 237, 238
Barcelona Traction case (ICJ), 360
Barcomer, S.A., Callejo v., 256
Beagle Channel case (Court of Arbitration), 273
Beguelin case (ECJ), 268
Benvenuti-Bonfant case (ICSID), 55
Bergesen case, 48
Buffy, Williams v., 112
Callejo v. Barcomer, S.A., 256
Carl-Zeiss-Stiftung v. Rayner, 112
Caroline case, 33; doctrine of self-defense in, 75, 98
Carr, Baker v., 89, 329, 335
Carter, Goldwater v., 290, 334
Certain Expenses case (ICJ), 65-6, 73
Chris International Food case (ECJ), 268

- CMI International case* (Iran-US CT), 224, 233
- Commission, ICI v.* (ECJ), 268, 269
- Continental Can case* (ECJ), 267, 268
- Continental Shelf case*: See *United Kingdom/France Continental Shelf case*.
- Copper Sulphates case* (ECJ), 266
- Corfu Channel case*, 83, 329, 330; as example of self-help, 77; *Operation Retail*, 105
- Crocket v. Reagan*, 164
- Curtiss-Wright Export Corp., United States v.*, 89
- Dames & Moore v. Regan*, 89, 221
- Dellums v. Smith*, 154
- Diana case* (European Commission of Human Rights), 356
- Diplomatic Hostages case* (ICJ), 83, 221, 231, 329, 331
- Dyestuffs case*: See *ICI v. Commission*.
- Economy Forms case* (Iran-US CT), 233
- Electricity Company of Sofia and Bulgaria case* (PCIJ), 325
- Epoux Entiope, Korean Airlines v.*, 22
- Esphahanian v. Bank Tejarat* (Iran-US CT), 225-7, 229, 231, 233, 237, 238
- Filartiga v. Pena*, 152-3, 154, 166, 164; criticized, 162
- Fothergill v. Monarch Airlines*, 274
- Frankel v. Banco Nacional de Mexico*, 256
- Freudenberg, Porter v.*, 274
- Genocide case* (ICJ), 278
- Golder case* (European Court of Human Rights), 273
- Goldwater v. Carter*, 290, 333
- Golpira v. Iran*, 225, 238
- Grimm case* (Iran-US CT), 229
- Gulf of Maine case*, 323, 332
- Haiti Refugee Center case*, 360
- Hasbudat case* (European Court of Human Rights), 356
- Hesperides Hotels v. Aegean Turkish Holidays*, 112, 129
- Holland, Missouri v.*, 205
- Horn v. Lockhart*, 112
- IBM case* (ECJ), 266, 268
- ICI v. Commission* (ECJ), 268, 269
- Interhandel case* (ICJ), 332
- Iran, Golpira v.*, 225, 238
- ITT Industries case* (Iran-US CT), 235
- Kennedy v. Mendoza-Martinez*, 67
- Korean Air Lines v. Epoux Entiope*, 22
- Kupferberg case* (ECJ), 268
- Kuwait-Aminoil arbitration*, 49-50
- Laker case* (United Kingdom/United States), 266
- Lardner-Burke, Madzimbamuto v.*, 112
- Letelier case*, 162
- Libra Bank v. Banco Nacional de Costa Rica*, 255-6
- Libyan-American Oil Company v. Socialist People's Libyan Arab Jamahiriya arbitration*, 47
- Lockhart, Horn v.*, 112
- Lotus case* (PCIJ), 267, 268
- M.V. Tung Ann case* (Supreme Court of the Philippines), 359
- Madzimbamuto v. Lardner-Burke*, 112
- McLeod case*, 33
- McMullen case*, 360
- Mendoza-Martinez, Kennedy v.*, 67
- Mergé case*, 227
- M'Faddon, Schooner Exchange v.*, 27
- Missouri v. Holland*, 205
- Monarch Airlines, Fothergill v.*, 274
- Morris-Rothmans merger case* (Federal Republic of Germany), 267
- Namibia case* (ICJ), 272-3; relevance to Cyprus problem, 116, 129-30
- Nicaragua v. United States*, 136, 162
- North Atlantic Shipping case* (United Kingdom/United States), 266

- North Sea Continental Shelf Case* (ICJ), 287
Nottebohm case, 227, 237
Nuclear Tests case, 332
Organization of Petroleum Exporting Countries case, 269
Pearl Fisheries case (ICJ), 326, 327
Pena, Filartiga v., 152-3; 154, 164, 166; *criticized*, 162
Phillips Petroleum case (Iran-US CT), 229
Pioneer case (ECJ), 268
Polydor case (ECJ), 268
Porter v. Freudenberg, 274
Queens Office Tower case (Iran-US CT), 231
Ramirez Arrano v. Weinberger, 164
Rayner, Carl-Zeiss-Stiftung v., 112
Reagan, Crockett v., 164
Reagan, Sanchez Espinoza v., 153, 164
Regan, Dames & Moore v., 89, 221
Right of Passage case, 327
Sabbatino case, 49
Salvadoran case, 360
Sanchez Espinoza v. Reagan, 153, 164
Santa Isabel case (US-Mexico Special Claims Commission), 230
Schooner Exchange v. M'Faddon, 27
Socialist People's Libyan Arab Jamahiriya, Libyan-American Oil Company v. arbitration, 47
Socobel case, 50
South-West Africa cases (ICJ), 327
Starrett Housing case (Iran-US CT), 229, 231, 232, 235
Texas v. White, 112
Times-Picayune case (US Supreme Court), 268
Tinocco case (US Supreme Court), 86
United Brands case (ECJ), 268
United Kingdom/France Continental Shelf case, 274
United Kingdom v. Albania: See Corfu Channel case.
United States, Nicaragua v., 136, 162
United States v. Aluminum Corporation of America, 268
United States v. Curtiss-Wright Export Corp., 89
Weinberger, Ramirez Arrano v., 164
White, Texas v., 112
Williams v. Buffy, 112
Young Loan case, 273

CONVENTIONS, TREATIES, AND AGREEMENTS

- Abs-Shawcross draft convention, 55; and individual access to international tribunals, 52
 Algiers Accords, 227; constitutionality of, 221. *See also* Iran-United States Claims Settlement Declaration.
 American Convention on Human Rights (1969), 345
 Atlantic Charter (1941), 180
 Austrian State Treaty (1955): as analogue for possible solution in Cyprus, 110-11
 Bilateral investment treaties, 49; compared to multilateral arrangements, 57; Costa Rica/UK, 54; dispute settlement provisions in, 50-1; Egypt/US, 46; El Salvador/France, 54; France/Paraguay, 54; of FRG, 50-1, 55; FRG/Romania, 51; Haiti/US, 46, 48; ICC count of, 50; ICSID count of, 50; and ICSID, 55; Latin American countries/US, 47; numbers of, 50; Panama/US, 46, 47, 48; Paraguay/UK, 54; Senegal/US, 46; Sri Lanka/Switzerland, 55; state practice as to, 50-1; Swiss, 50, 55; UK, 50, 51; US, 46-50.
 Bretton Woods Agreement, 247, 249-50, 255. *See also* International Monetary Fund Articles of Agreement.
 Charter of the International Trade Organization (draft), 180
 Chicago Convention (1944): *See* Convention on International Civil Aviation (1944).
 Coal and Steel Treaty, 191
 Condeca Pact, 147, 157
 Convention for the Amelioration of the Condition of the Wounded in Armies in the Field (1864): dissemination requirements of, 1
 Convention on Conventional Weapons: dissemination requirements of, 2

- Convention on International Liability for Damage Caused by Space Objects, 296-7
- Convention on International Civil Aviation, 15-9, 24, 36-7; adherence to, 20; and aircraft accident investigation, 29; and civil aircraft liability, 34; and KAL Flight KE 007 case, 19-20; right of innocent passage in, 20; proposals to amend, 21
- Convention on the Prevention and Punishment of the Crime of Genocide (1948), 345
- Convention on Treaties between States and International Organizations and between International Organizations, 287, 288
- Convention (II) Respecting the Limitation of the Employment of Force for the Recovery of Contract Debts (1907), 75
- European Convention for the Protection of Human Rights and Fundamental Freedoms (1960): Fourth Protocol (1963), 345
- European Convention on Human Rights, 108, 113, 127, 128, 129, 357; and refugees, 356
- European Convention on the Legal Status of Migrant Workers, 355-6, 358
- European Convention on Transfer of Responsibility for Refugees, 355-6
- European Economic Community Treaty, 182, 262, 268; migrant workers in, 356; and trade regulation, 263-5
- Friendship, commerce, and navigation treaties: Nicaragua/US (1956), 324, 326-7, 329
- General Agreement on Tariffs and Trade, 47, 176, 179, 180, 265; adjustment problems and, 193, 196, 197; dispute settlement mechanisms, 178, 189; and EEC, 264; flaws of, 188-9; ministerial session (1982), 189
- Geneva Convention for the Amelioration of the Condition of the Wounded and Sick (1906): dissemination provisions of, 1
- Geneva Convention for the Amelioration of the Condition of the Wounded and Sick in Armies of the Field (1929): dissemination provisions, 1
- Geneva Convention Relative to the Protection of Civilian Persons in Time of War (1949): and mass expulsion, 346
- Geneva Conventions on the Laws of War (1949), 11-12, 360: common article 3 as *ius cogens*, 10; and Cyprus problem, 116, 117; dissemination provisions, 1-2, 3, 4, 14-5; Fourth, 112; grave breaches, 8-9; U.S. obligations under, 5, 7-11
- Geneva Conventions on the Laws of War (1977) Protocols Additional, 8-9, 346; and Cyprus problem, 116; dissemination provisions, 2
- Geneva Prisoner of War Convention (1929): dissemination provisions, 1
- Hague Convention concerning certain questions relating to the conflict of nationality laws (1930), 225-6, 237
- Hague Convention for the Pacific Settlement of International Disputes (1899), 228
- Hague Convention for the Protection of Cultural Property in the Event of Armed Conflict (1954): dissemination provisions, 2
- Hague Convention on the Laws of War (1899): and individual access to international tribunals, 51
- Hague Convention on the Laws of War (1907): dissemination provisions, 1; factfinding commissions under, 52; Fourth Convention, 32; and individual access to international tribunals, 51; U.S. obligations under, 10-1; use of force under, 59
- Havana Civil Aviation Convention (1928), 20
- Havana Convention on Treaties (1928): compared to Vienna Conv., 280-1
- Helsinki Final Act (1975): and Cyprus problem, 115
- Inter-American Treaty of Reciprocal Assistance: in Falkland Islands dispute (1982), 70
- International Air Services Transit Agreement (Chicago-1944), 34; and KAL Flight KE 007 case, 19-20
- International Centre for Settlement of Investment Disputes Convention, 53; Panama as nonparty to, 48; parties to, 53-4; US as party to, 47
- International Court of Justice Statute, 211, 337
- International Covenant on Civil and Political Rights: Optional Protocol, 113; and right to leave and to return, 47, 358
- International Monetary Fund Articles of Agreement, 240-50, 259-61, 314; proposed deferral mechanism under, 254-8; Second Amendment (1978), 241-2, 259, 261
- Iran-United States Claims Settlement Declaration, 224, 225-6, 227-8, 229, 237, 238, 239
- Iran-United States Treaty of Amity (1955), 228-9, 235, 236
- Japan-United States Space Cooperation Agreement (1969), 297
- Kellogg-Briand Pact: See Treaty for the Denunciation of War (1928).
- League of Nations Covenant (1919): use of force under, 59, 90, 76; proposed international military force, 101
- Lomé Conventions, 178, 181, 182-3
- London Agreement establishing the Nuremberg Tribunal, 75
- Montreal Agreement (1966), 22, 35; Protocols to (1983), 35-6

- Moon Treaty: and space commercialization, 300
- New York Convention on arbitral awards (1958), 48, 53; US as party to, 47
- Nicosia treaties re Cyprus (1960), 114, 117, 118, 121
- North American Regional Broadcasting Agreement (1950), 279
- Nuremberg Charter, 360; definition of a crime against the peace, 75; and mass expulsions, 345
- Organisation for Economic Cooperation and Development draft convention (1967), 53; and individual access to international tribunals, 52
- Organization of African Unity convention on refugees (1969), 355; refugee definition in, 349
- Organization of American States Charter, 147; and Central American peacekeeping, 157, 158, 160, 165; and Contadora Process, 322, 335-6; and military intervention, 144, 146; use of force under, 88, 91, 93, 98; and US covert action in Nicaragua, 152, 163
- Organization of Eastern Caribbean States Treaty, 147; and US intervention in Grenada (1983), 72-3, 104, 158
- Outer Space Treaty, 296-7, 300
- Paris Civil Aviation Convention (1919), 20
- Porter Convention: *See* Convention (II) Respecting the Limitation of the Employment of Force for the Recovery of Contract Debts (1907).
- Republic of China-United States Mutual Defense Treaty, 290
- Rio Treaty: invoked in Falkland Islands dispute (1982), 70; use of force under, 88, 91, 98; and US intervention in Grenada (1983), 158
- Roerich Pact (1935), 2
- Rome Convention: and Cyprus problem, 114, 116, 117, 128
- Strategic Arms Limitations Treaty (SALT II), 284
- Tokyo Convention, 25
- Treaty for the Denunciation of War (1928): use of force under, 59, 75, 90
- Treaty of Alliance (re Cyprus) (Great Britain-Greece-Turkey, 1960), 108
- Treaty of Establishment (re Cyprus) (Great Britain-Greece-Turkey, 1960), 108, 110, 113
- Treaty of Guarantee (for Cyprus) (Great Britain-Greece-Turkey, 1960), 108, 109, 113, 116, 117
- Treaty of Rome, 191
- Unesco Convention on the Protection of Cultural Property: and Cyprus problem, 116
- United Nations Charter, 147; and aggression, 97, 329-30, 331-2; applicability in Central American situation, 65, 160, 161, 165, 167-8; art. 2(4), 59-60, 68-107, 116-17, 160, 167-8; as "bourgeois law," 61; collective security system of, 76-77, 78-9; and Contadora Process, 322; and critical defense zones, 82-3; and Cyprus problem, 114, 116, 121, 122; and Falkland Islands dispute (1982), 71; judgment enforcement under, 83-4; need for revision of, 95-6; permissible use of force under, 92-4; permissive pragmatism in interpretation of, 87-92; proposed international military force, 101; right of self-defense under, 19, 21, 29, 60, 65, 67-8, 73; right of self-determination under, 61; and spheres of influence, 82-3; and treaty-sanctioned intervention, 83; UN members' obligations under, 76; use of force under, 59-60, 67-107, 149-50; and US foreign policy, 8; and US intervention in Grenada, 72-3; and US mining of Nicaraguan harbors, 152; and USSR defense of KAL Flight KE 007 destruction (1983), 19; and USSR defense of KAL Flight 902 action (1978), 34;
- United Nations Code of Offences Against the Peace and Security of Mankind, 101; and Cyprus problem, 117
- United Nations Continental Shelf Convention (1958), 274
- United Nations Convention on Principles Concerning Friendly Relations and Cooperation in Accordance with the United Nations Charter: and Cyprus problem, 116
- United Nations Convention on the Definition of Aggression: and Cyprus problem, 116
- United Nations Convention on the Elimination of Racial Discrimination: and Cyprus problem, 116, 128, 352
- United Nations Convention on the Law of the Sea (1958), 288
- United Nations Convention on the Law of the Sea (1982), 274, 284, 286-7, 288, 291; next-to-last draft, 201-2; US refusal to sign, 319
- United Nations Convention Relating to the Status of Refugees (1951), 348, 349, 350, 351, 354-5, 360, 361; Protocol to (1967), 348, 349, 350; refugee definition in, 349
- United Nations Covenants on Human Rights, 116, 128
- United Nations Migrant Workers Convention (proposed), 358
- United Nations Status of Forces Agreements: and Cyprus problem, 114
- United States-Australia antitrust cooperation agreement, 269
- United States-Canada antitrust cooperation agreement, 269
- United States-Japan Space Cooperation Agreement (1969), 297
- United States-Republic of China Mutual Defense Treaty, 290

- Vienna Convention on the Law of Treaties (1969), 229, 268, 325; as codification of international treaty law, 272, 277-8, 354-5; compared to Havana Conv. on Treaties (1928), 280-1; consequences of participation and nonparticipation, 270-93; and Cyprus problem, 116, 117; definition of "treaty" in, 276-7; and international organizations, 281; and multilateral treaties, 282; parties and nonparties to, 270-1, 274, 280; predecessor instruments, 280-1; problems of US ratification, 283-4; scope, 280-1, 286-7; shortcomings, 279-81; treaty aspects of, 281-3; UK experience as participant, 271-5; and US Constitution, 276-7; US experience as nonparticipant, 276-9; US ratification problems, 289-93
- Warsaw Convention (1929), 15, 22, 35-6, 274; Hague Protocol, 274-5
- World Bank Articles of Agreement, 51, 180
- Yaounde Convention, 182
- Zurich-London Agreement (Greek Cypriot-Turkish Cypriot-Great Britain, 1960), 108, 110, 113, 114, 118, 121, 122

INDEX

- Acevedo, Domingo E., 92; *Rems.*, 105; *Rems.* on regional and subregional authorities in collective self-defense, 69-74
- ACP countries: EEC trade with, 181, 182-3
- Act of Chapultepec, 91
- Act of state doctrine: *See* International law.
- Aerial intrusion, peacetime: civil aircraft incidents, 19-22, 33-5; criminal law approach to, 23-9; immunity as issue in, 27-9; interception procedures, 26-8; legitimate responses, 15-38; liability for improper response, 33-6; neutrality and, 22-3, 29-33; proportionality in response to, 27; relevant convs., 15-9; self-defense and, 29-33; Swedish perspective, 22-33
- Afghanistan: refugees from in Pakistan, 349; USSR intervention in (1979), 67, 68, 81-2, 105, 158, 320
- Africa: EEC trade with, 181; national liberation and use of force in, 67; political risk of investment in, 44-5
- African countries: debt of, 171; and International Subsidies Code, 175; migrant workers from in Europe, 356; parties to Vienna Conv., 270; and refugees, 349; view of ICSID, 53, 57
- Ag Khan, Sadruddin, *Study on Human Rights and Massive Exoduses*, 344; *quoted*, 342
- Aggression from the North: *See* United States Department of State.
- Agricultural policy: as point of contention between EEC and US, 266
- Aircraft: military/civilian distinguished, 15-6
- Air France: USSR attack on airliner of (1952), 34
- Air Navigation Commission, 17
- Ajomo, Michael Ayo: *Rems.*, 289
- Aldrich, George: *cited*, 235
- Algeria: Central Bank of as escrow agent for Iran-US CT, 236-7
- Aliens: admission restrictions re, 355; expulsion of, 358; ILO and, 345; right to expel, 343-4, 345
- Alliance for Progress, 180
- Almond, Harry, 135; *Rems.*, 37; *Rems.* on ASIL resolution re US partial withdrawal from ICJ jurisdiction, 134
- American Arbitration Association, 58
- American Bar Association, 90; House of Delegates recommendation of ratification of Vienna Conv. (1972), 276; Section of International Law and Practice as luncheon cosponsor, 59
- American Declaration on the Rights of Man (1948), 345
- American Jewish Commission on the Holocaust, 352
- American Journal of Comparative Law*, 248
- American Journal of International Law*, 3, 68, 78, 91, 93-4, 106, 150, 205, 216, 231, 239, 278, 281-2, 355; editors of, 363; indexes, 206
- American Law Institute, 277
- American Political Science Association, 202, 218
- American Revolution: laws of armed conflict in, 12
- American Society of International Law, 102, 114, 118; "academic" reputation of, 334; amendment to regulations of, 364; Annual Meeting panels on EC and EEC, 262; Annual Meeting panels on Iran-US CT (1981-1983), 221-3; Awards for 1984, 142-3; Board of Review and Development, 364; Business Meeting, 132-43; committees, 362; contributing members of, 365; debate on position re Vietnam War, 135; debate on resolution on US partial withdrawal from ICJ jurisdiction, 133-7; Director of Studies' Report, 140-1; and Draft Declaration of Principles of International Law on Mass Expulsion, 344, 360; election of Nominating Committee, 142; election of officers and Executive Council, 141-2; eulogies, 132-3; Executive Director's Report, 137-40; founding of, 145; Interest Group on International Economic Law, 187; officers (1984-1985), 361; possible resolution re US policy in Central America, 153-4, 155; Program of the Soci-

- ety, 143; Report of Advisory Committee on a New Executive Director, 142; resolution on US partial withdrawal from ICJ jurisdiction, 137, 158, 291, 319, 323, 333, 335; study group on treaty law (1965), 270; and study of international law, 202, 207, 215, 216; supporting members, 365-6; underlying theme of 1984 Annual Meeting, 351-2; and Vienna Conv., 291
- Amin, Idi, 210, 358; overthrow of (1979), 80, 85
- Angelo, Homer, 135
- Angola: South African bombing of guerrilla outposts of, 158 Antitrust law: in EEC, 266, 268; treble damages and source of US/EEC friction
- Antigua and Barbuda: and intervention in Grenada (1983), 98
- Applebaum, Harvey M., 182; *Rems.* on impact of US trade laws on Third World exports to US, 174-7, 184
- Arab countries: perspective on Middle East situation of, 199
- Arab Court of Justice (proposed), 207
- Arab-Israeli conflict: in Lebanon, 122
- Arbitral Tribunal for the Agreement on German External Debts: *Young Loan* case, 273
- Arbitration: *See* International arbitration.
- Arca, Bayardo: *quoted*, 61
- Argentina: A-251 program, 252-4; capital flight from, 250-1; Central Bank of, 250-3; Contrato de Seguro de Cambio, 251; currency devaluations (1981), 251; and EEC trade regulations, 264; exchange controls and external debt of, 250-4, 260; External Dollar Bonds (Bonos Externos or BONEX), 253; human rights violations in, 12-3, 210; IMF and, 254; and International Subsidies Code, 175; Nicaraguan kidnapping of diplomat of, 63; preferential payments to non-UK creditors by, 305; as provider of debt information, 314; Seguro de Cambio, 251, 252; trade problems with US, 177; trade with EEC, 182. *See also* Argentina/United Kingdom, dispute re Falkland Islands (1982).
- Argentina/United Kingdom, dispute re Falkland Islands (1982), 68, 78, 118-19; and Argentine preferential payments to non-UK creditors, 305; Argentine view of, 84; background of Argentine invasion, 70; effect on Argentine economy, 251; OAS and, 70-1; sinking of *Belgrano*, 336; US role in, 336
- Arianespace: *See* France.
- Armed conflict: as cause of mass exoduses, 342. *See also* Law of armed conflict.
- Armenians: massacre and expulsion of (1915-1916), 342
- Aron, Raymond, *Peace and War*, *quoted*, 209
- Asante, Samuel K.B.: as Jessup Comp. final round judge, 338; *Rems.* on avoidance of investment disputes, 55-8
- Asia: EEC trade with countries of, 181; as importer, 169; national liberation and use of force in, 67
- Asian Development Bank: as official creditor of sovereign debtors, 307
- Asians: expulsion from Uganda (1973), 358
- Assad (of Syria), 210
- Association of American Law Schools: International Law Section, 198, 221
- Association of South East Asian Nations, 198
- Association of Student International Law Societies, 333
- Association of United States Members of the International Institute of Space Law, 293
- Asylum: attacks on those seeking, 341; Australian practice re, 341; "compassion fatigue" and, 341, 347, 352; refoulement, 341, 346, 348-9, 352, 354-5, 356, 359; rejection of seekers at border, 348-51, 354-5, 359; right of, 340-1, 346; state practice re, 348-51; temporary, 359; Universal Declaration of Human Rights and right of, 347
- AT&T, 283
- Australia: antitrust cooperation agreement with US, 269; asylum practice, 341; and ICJ, 66; as nonmember of ICJ, 53; party to Vienna Conv., 270; in *Pearl Fisheries* dispute, 326, 327
- Austria: alien admission restrictions, 355; ethnic pluralism of, 110-11; international law teaching in, 205; as model for Cyprus settlement, 110-11, 128; party to Vienna Conv., 270; proposal (with France-1984) to amend Chicago Conv. (1944), 21; at Vienna Conf. on Law of Treaties, 288
- Automobiles: problems of trade in, 187
- Bahamas: party to North American Regional Broadcasting Agreement, 279
- Baltic Sea: intelligence operations in, 32, 37
- Bangkok Principles: principle of temporary refuge in, 355
- Bangladesh: analogized to Cyprus, 131
- Bangui, M. (Central African UN Representative), 81
- Bank for International Settlements, 301, 313, 314
- Banks (commercial): as creditors of sovereign debtors, 302, 304-5, 313-4; IMF relationship with as creditors, 312-13; triangular relationship with debtors, IMF and other official creditors, 306-8
- Bantustan: *See* South Africa.
- Barbados: and ICJ, 66; and intervention in Grenada (1983), 73, 98, 104

- Baxter, Richard R.: *quoted*, 213
- Beggs, James, 301
- Belenko, Viktor Ivanovich: defection of, 24-5
- Belgium: alien admission restrictions, 355; and attempts to withdraw from PCIJ jurisdiction at outbreak of WWII, 326
- Belgrano*, sinking of: *See* Argentina/United Kingdom, dispute re Falkland Islands (1982).
- Bellet, Pierre, 230
- Belligerency: *See* Law of armed conflict.
- Belman, Murray: *Rems.*, 198
- Berg, Axel: *quoted*, 31
- Bethlehem Steel: steel import case, 176-7
- Bilder, Richard B., 135; *Rems.* on use of force and UN Charter, 68-9, 99
- Bishop, Maurice, 103, 158
- Bishop, William, 211
- Blaustein, Albert P.: *cited*, 92
- Bodin, 74
- Boeing Company: liability of in KAL Flight KE 007 case, 22
- Bohemia: expulsions of Jews from (1744), 342
- Bokassa, Jean-Bedel, 210; atrocities of, 81; expulsion from Central African Republic of government of (1979), 80-1
- Bok, Derek: *cited*, 210; *quoted*, 212-3
- Boland, Edward: *cited*, 163
- Bolivia: and attempted Paraguayan withdrawal from PCIJ jurisdiction (1938), 325
- BONEX: *See* Argentina.
- Bonos Externos: *See* Argentina.
- Borge, Thomas: *quoted*, 61
- Botswana: and ICJ, 66
- Bowett, Derek: *quoted*, 72
- Boyle, Francis A., 148, 152, 155, 158, 159, 167, 168, 336; *quoted*, 93-4; *Rems.*, 10-1, 218; *Rems.* on US relations with Central American nations, 144-8, 156-7, 164
- Brazil: debt, development and trade problems, 187-90, 195, 196-7, 198, 301-2, 304, 315; and EEC trade regulations, 264, 265; and Havana Conv. on treaties, 280; industrialization in, 171, 187; as provider of debt information, 314; steel as paradigm for trade problems of, 196-7; trade problems with US, 176, 177, 197; trade with EEC, 181, 182; and Vienna Conv., 280
- Bretton Woods: *See* International monetary system.
- Brewster, Professor, 268
- Brezhnev doctrine, 61, 82; and US invasion of Dominican Republic (1965), 147
- Briggs, Herbert, 290, 292; *cited*, 281; *Rems.*, 288
- Broches, Aron, 50, 51, 57; *cited*, 49; *Rems.* on ICSID, 53-5
- Brodermann, Eckart J. *Rems.*, 239
- Brownlie, Ian: *cited*, 155, 343
- Brownlie, Ian, *International Law and the Use of Force: quoted*, 151
- Bulgaria and El Al Constellation incident (1955), 19, 34; ICAO reaction, 21; UN reaction, 21
- Bulletin of the American Academy of Arts and Sciences*, 209
- Buraimi: Saudi Arabia-UK dispute re (1955), 326
- Calhoun, Michael J.: *Rems.* on relationship between industrialization and trade, 187, 195, 198
- California: immigration into, 180
- California Western International Law Journal*, 103
- Callaghan, James, 109
- Calvo doctrine, 38, 47, 48
- Cambodia: Vietnamese intervention in (1979), 81, 82. *See also* Kampuchea.
- Canada: and ADIZs, 20, 36, 37; aluminum company dispute with Ghana re price of electric power, 58; antitrust cooperation agreement with US, 269; conditional independence of (1931-1949), 108; cooperation with US in space commercialization, 295-6; and foreign investment, 55; Gulf of Maine dispute with US, 323; and ICJ, 66; impact of US trade laws on exports to US of, 174, 176; and KAL Flight KE 007 crash investigation, 17; nonmembership in ICSID, 53; party to North American Regional Broadcasting Agreement, 279; party to Vienna Conv., 270; trade agreement with US, 198; UNCHR initiative, 344; US Coast Guard sinking of ship of (1920s), 35; at Vienna Conf. on Law of Treaties, 287-8
- Capital transfers: lack of regulation of, 259
- Caradon, Lord: *quoted*, 113
- Cardenas, Lazaro, 45

- Cardozo, Michael, 135, 137
- Cardozo, Michael, *The Practical State of Teaching and Research in International Law*: cited, 212, 213; quoted, 208
- Caribbean Basin Initiative, 177-8, 198
- Caribbean countries: EEC trade with, 181; and international trading system, 185; and intervention in Grenada (1983), 72-3; 103; migrant workers from in Europe, 356; trade with US, 172, 184
- Caribbean region: Reagan Administration policy toward, 146-8; use of force in, 82; US intervention in, 90-2, 144-6, 166, 219
- CARICOM, 184
- Carl, Beverly May: *Rems.*, 159
- Carlston, Kenneth S.: cited on international arbitration, 237, 239
- Carnahan, Burrus: *Rems.*, 12
- Carnegie Endowment, 202
- Carswell, Robert, 315; *Rems.* on IIF, 316; *Rems.* on future prospects for international debt rescheduling, 317-8; *Rems.* on legal issues in international debt rescheduling, 303-6, 313-14
- Carter, Jimmy, Administration of: and embargoes, 129; and Nicaraguan support for guerrillas in El Salvador, 168; support for Nicaraguan Government by, 62; White Paper on *Communist Interference in El Salvador*, 166-7
- Case, Clifford, 292
- Cathay Pacific: PRC downing of airliner of (1954), 34, 35
- Centaur Launch Vehicle, 295
- Center for Constitutional Rights, 152; in *Filartiga* case, 154
- Center for Law and National Security, University of Virginia, 283
- Central African Republic, 105; French intervention in (1979), 80-1, 82, 105
- Central America: arms traffic in, 163; ASIL resolution on US withdrawal from ICJ jurisdiction of disputes regarding, 133-7, 158; Contadora Process and, 321, 333, 335; Cuban support for revolution in 64; European treatment of refugees from, 353; national liberation and use of force in, 67; Nicaraguan support for revolution in, 61-2, 64-5; Reagan Administration policy toward, 146-8, 155-7, 160-1, 164, 335; revolution in, 324; trade with US, 172; US intervention in, 152, 166-8, 219; US relations with, 144-69; US security interests in, 324; USSR support for revolution in, 64, 324; US withdrawal from ICJ jurisdiction of disputes regarding, 133-7, 321-37, 353. *See also* Contadora Process, *National Commission on Central America, Report of*.
- Central American Court of Justice, 51, 207
- Chad: international conflict in, 68; Libyan attacks on (1983-1984), 67
- Chaudhri, Javade: *Rems.*, 240
- Chayes, Abram, 329
- Chayes, Abram, *International Legal Process*, 219
- Chen, Lung-Chu: *Rems.*, 333
- Cheng, Bin, 205
- Chile: copper exports to US, 177; and EEC trade regulations, 264; human rights violations in 6, 12-3
- China, People's Republic of: attitude toward foreign investment, 56; downing of Cathay Pacific airliner (1954), 34, 35; BITs concluded by, 51; nonadherence to International Air Services Transit Agreement (Chicago-1944), 20; view of dispute settlement clauses, 52. *See also* China, Republic of.
- China, Republic of: US termination of Mutual Defense Treaty with, 290. *See also* China, People's Republic of; Taiwan.
- Chiu, Hungdah: *Rems.*, 216-17
- Christol, Carl Q., 38; *Rems.*, 36, 238, 335; *Rems.* on ASIL resolution re US partial withdrawal from ICJ jurisdiction, 135-6
- Chrysler Corporation: debt rescheduling of, 317
- Citizenship: *See* International law.
- Civil liability: in international law, 21-2
- Civil War (US): law of armed conflict in, 11-2
- Clagett, Brice M.: *Rems.*, 240; *Rems.* on choice of law and expropriation issues in Iran-US CT, 233-6
- CNES: *See* France.
- Cohen, Stephen: cited, 3
- Collins, Edward: cited, 205; *Rems.*, 216
- Colombia: Central American peacekeeping efforts of, 157; delegation from re Salvadoran elections, 64; and ICJ, 66; as member of Contadora Group, 321; US seizure of Panama Canal from, 145
- Common Market, 112. *See also* European Communities, European Economic Community.
- Commonwealth Conference: and Cyprus problem, 116, 118
- Commonwealth countries: and compulsory jurisdiction of PCIJ, 326

- Communism: and confiscations, 159; international law as guide to US policy against, 157-8; in Nicaragua, 159
- Communist bloc (of nations): international law concept of, 211; and International Subsidies Code, 174
- Communist Interference in El Salvador* (Carter Administration White Paper), 166-7
- Communist Parties: in Cyprus, 124
- Compensation: See Expropriation.
- Confederacy: proposed Supreme Court of, 207; in US Civil War, 12, 161; US view of legality of acts of, 112
- Conference of American States (1933), 91
- Conference of Central American democracies (1982): Final Act, 321
- Confiscation: See Expropriation.
- Congo: *Benvenuti-Bonfant* case, 55; UN peacekeeping in, 65-6
- Congress of Berlin (1878), 108
- Congressional Record*, 135, 322
- Connally reservation (to US acceptance of ICJ jurisdiction), 135, 327
- Contadora countries (Columbia, Mexico, Panama, Venezuela), 321, 335
- Contadora Process, 151, 156, 160, 165, 168, 321, 323-4, 330-1, 333, 335, 337; Nicaragua and, 163, 164, 321-2; OAS and, 335-6; Statement of Twenty-One Objectives, 321-2, 333; US and, 322
- Contras: See Nicaragua
- Contrato de Seguro de Cambio: See Argentina.
- Copelon, Rhonda, 155-6, 158, 159, 163, 167; *Rems.* on domestic enforcement of international law re US behavior in Central America, 152-5, 166
- Cortes, 40
- Costa Rica: BIT with UK, 54; and Contadora Process, 321; defenses in *Allied Bank International v. Banco Creditor Agricola de Cartago* and *Libra Bank v. Banco Nacional de Costa Rica*, 255-6; exchange controls and debt of, 255-6; Ministry of Finance of, 255; Nicaraguan transgressions against, 62-3, 67; signature of ICSID Conv. by, 53-4; and US Central American policy, 164
- Coudert, F.R.: *cited*, 135
- Council of Europe, 113; and aliens, 356; and Cyprus unrest, 110, 111, 115, 118; ECHR and membership in, 129; and human rights in Cyprus, 108; resolutions on sharing of refugee burden, 355; and US partial withdrawal from ICJ compulsory jurisdiction, 336-7
- Court of Arbitration: *Beagle Channel* case, 272
- Coyote market: See Mexico.
- Crawford, James, *The Creation of States in International Law*, 128, 129
- Crimmins, John H.: *cited*, 278
- Crook, John R., 233, 236; *Rems.* on current issues on jurisprudence before Iran-US CT, 222-4, 237-40
- Cruz, Arturo, 62
- Cuba: aid to Nicaragua from, 62-3, 149, 151; efforts to destabilize Honduran Government, 63; Kissinger Commission Report view of, 88; and OAS, 148; and Platt Amendment giving US right to intervene militarily in, 145; refugees from in US, 350; support of Central American insurgencies by, 64, 151; support of Venezuelan guerrillas by, 165; US invasion of (1898), 90; US policy toward, 13; USSR domination of, 128
- Cuban missile crisis (1962), 71, 147, 150, 158
- Customary international law: and ADIZs, 21, 36, 37-8; applied by ICSID, 55; and BITs, 57; and expulsion of aliens, 358; and interception of civil aircraft, 36; in Iran-US CT, 226; and migrant workers, 358; and nonrejection of refugees at border, 349; of refugees, 354; right of self-defense under, 72, and termination or modification of agreements, 325; and UN LOS Conv., 286; Vienna Conv. as codification of, 272, 277, 278, 280, 281-2, 286-7, 291, 354; violations of in Cyprus, 115-16. See also Asylum, Calvo doctrine, Expropriation, Expulsion, Force, use of, Humanitarian intervention, Human rights, Immunity, International law, Jurisdiction, Law of armed conflict, Law of the Sea, Self-determination, right of.
- Cutler, Lloyd, 268, 330, 331; *Rems.* on legality of US partial withdrawal from compulsory ICJ jurisdiction, 329-30, 335; *Rems.* on points of contention between EEC and US, 266-7, 269
- Cyprus, civil strife in: as aggression "test case," 115-16, 130-1; analogies, 127, 131; Arab connections and, 124; "Austrian solution" for, 110-11, 128; background of, 107-13; Communist Party and, 124; Council of Europe and, 108, 110, 115; EC and, 110, 124; enosis, 108, 121-2, 124, 125, 127; and ECHR, 356, 357; ethnic heterogeneity, 131-2; (proposed) Federal Republic of, 108, 110-11, 113, 119, 123, 127; global implications, 115-16; Greece and, 108-11, 119, 121-5, 128, 129, 132; Greek Cypriots and, 108-10, 115, 118-19, 121-3, 124, 125, 126-7, 128; human rights and, 108, 113, 114-15; as international dispute settlement paradigm, 130-1; international legal issues and, 107-32; international safeguards and, 110-11, 127, 128; intervention in, 108-10, 127; legal status of government, 127-8; outbreak of (1963), 109; population, 108; self-determination in, 108, 113, 114, 119-23, 131-2; settlement prospects, 118-19, 123-7; and Southern Rhodesia, 131; tripartite conf. on (London, 1955), 108; Turkey and, 108-12, 114, 116-17, 117-18, 119,

- 121-5, 132; Turkish Cypriots and, 107, 108, 110, 111-13, 115, 117-23, 124, 125-7, 128, 130, 131; Turkish Federated State of Cyprus (1975), 111, 123; Turkish invasion (1974) 109-10, 114-15, 116-17; Turkish Republic of Northern Cyprus (1983), 111, 129, 130; UN and, 107, 111-12, 114, 117-19; Verosha problem, 126; Zurich-London Agreements re (1960), 108, 110, 113, 114, 116, 117
- Czechoslovakia: USSR intervention in, 61, 82, 85, 215
- D'Amato, Anthony: *Rems.*, 214, 216, 221, 332-3
- Dacko, David, 81
- Dalton, Robert, 275, 283, 284; *Rems.* on consequences of US nonparticipation in Vienna Conv., 276-79, 284-5, 292; *Rems.* on executive/congressional tension re treaty-making, 289-90; *Rems.* on material breach provisions of Vienna Conv., 289
- Dam, Kenneth W.: *quoted*, 72
- Damrosch, Lori Fisler, 239; *Rems.*, 238-9; *Rems.* on ASIL panels on Iran-US CT, 221-2
- Danaher, Michael: *Rems.*, 334
- Davignon plan: *See* Trade.
- Debevoise, Eli Whitney II, 260; *Rems.* on possible IMF mechanism for debt rescheduling, 254-8
- Debt (external): and adjustable interest rates, 316-7; African, 171; amelioration of crisis, 171; Argentine, 250-4; Brazilian, 187-90, 198, 301-2; Costa Rican, 255-6; debtors' defenses, 255-6; de facto bankruptcy plan for default reorganization, 303-4; default criteria, 309-10; East European, 302; equal treatment for creditors in repayment and rescheduling, 255, 302, 305-6, 308-9, 311, 315-6; exchange controls and, 240-62; future prospects, 317-8; future rescheduling agreements, 313-4; IMF and rescheduling, 240-50, 303-13; IMF statistics on reschedulings, 254; issues in rescheduling, 302-6; Latin American, 170-1, 302; Mexican, 246, 301-2; negotiating restructuring, 306-10; possible IMF rescheduling mechanism, 254-8, 260; proposed IMF formal registration procedure, 245-6; relation to development and need to trade, 187-90, 242-3; rescheduling, 172, 301-18; restrictive covenants and rescheduling negotiations, 309-10; Third World, 242-3; transaction costs of rescheduling, 315; triangular relationships and restructuring, 306-8
- Declaration on Principles of International Law Concerning Friendly Relations (1970): *See* United Nations.
- Decolonization: use of force and, 77-8, 79
- de la Madrid, Miguel, 246
- Delaume, Georges, 239
- deLesseps, Ferdinand, 50
- Dellums, Ronald, 154
- Delta Launch Vehicle, 295
- Denktash, Rauf, 130-1
- Denmark: German invasion of (1940), 23; and ICJ, 66; party to Vienna Conv., 270; as WWII neutral, 22-3
- Denning, Lord: *quoted*, 112, 356
- DeSaussure, Hamilton: *Rems.*, 15, 36, 38
- Deutsche mark: and international monetary system, 261
- Developed countries: approach to technology of, 173-4; and ICSID, 53; impact of US trade laws on exports to US of, 174; interdependence with Third World, 302; investment disputes among, 55-6; perspective on government intervention, 195; trade barriers in, 170; trade with developing countries, 174. *See also* Organisation for Economic Cooperation and Development.
- Developing countries: *See* Third World.
- Development: need for education re, 184-5. *See also* Third World, Third World trade.
- Diaz, Porfirio, 45
- Digest of United States Practice in International Law*, 277
- Diplock, Lord, *quoted*, 275
- Diplomatic protection: *See* International law.
- Displaced persons: *See* Refugees.
- Dispute settlement: Cyprus problem as paradigm, 130-1; GATT and, 264; international investment, 38-58; public international law procedures, 58; regional, 322; in UN LOS Conv., 287; in Vienna Conv., 283, 285-6, 287, 291. *See also* Bilateral investment treaties, International arbitration.
- Dobrynin, Anatoly, 150
- Dollar (Canadian): and international monetary system, 261
- Dollar (US): and international monetary system, 261
- Domestic courts: *See* Municipal courts.
- Domestic economic adjustments and international trade, 187-98; Brazilian perspective, 187-90, 195, 196-7, 198, 301-2, 304, 315; EC perspective, 190-3, 195, 196; US perspective, 193-5, 196
- Dominica: and intervention in Grenada (1983), 98
- Dominican Republic, 127, 219; and Havana Conv. on Treaties, 280; and ICJ, 66; and implementation of Roosevelt Corollary to Monroe Doctrine, 145; OAS peacekeeping in, 148; party to North American Regional Broadcasting Agreement, 279; US invasion of (1965), 147

- Draft Declaration of Principles of International Law on Mass Expulsion, 340, 344-6, 352, 354, 357, 359, 360-1
- Dumbauld, Edward: *Rems.*, 337; *Rems.* on ASIL resolution re US partial withdrawal from ICJ jurisdiction, 135
- Eastern European countries: debt of, 302; as nonparties to Vienna Conv., 271; sovereignty of, 215; trade with US, 169; treatment of refugees from, 353, 360; USSR and, 67; use of force in, 82; as USSR critical defense zone, 82-3; view of UN of, 60
- Eastern Orthodox Church: support of Czarist Russia for, 124
- East/West conflict: and failure of UN world order system, 60
- East/West economic relations, 41
- Ecevit, Bulent, 109
- Economic liberalism: "embedded", 178-80; post-WWII decline in, 177-80
- Economic Security Council (proposed), 180
- Economist*, *The*: cited, 72, 104, 146
- Ecuador: and Havana Conv. on Treaties, 280; and Vienna Conv., 280
- Eden, Sir Anthony, 108
- Edwards, Richard W., 277; *Rems.*, 213, 284, 292, 293; *Rems.* on Vienna Conv., 270-1, 285, 286, 287, 288, 291
- Edwards, Richard W., *A Survey of the Teaching of International Law in Political Science Departments*, 202, 205
- Effects doctrine: *See* Jurisdiction.
- Egypt: BIT with US, 46; forcing down of Kenya Airways aircraft by (1978), 26; and ICJ, 66; knowledge of Libyan attack on Sudan (1984), 66-7; Sudan relations, 83; Suez Canal dispute (19th century), 50
- Egyptair: Kenyan interception of aircraft of (1978), 26
- Ehlermann, Claus-Dieter: *Rems.* on EEC trade with Third World, 181-3; *Rems.* on recent EEC developments, 263-5; 267, 269
- Eisenhower, Dwight D., Administration of, 327
- El Al, Bulgarian shooting down of Constellation of (1955): 19, 34; reaction, 21
- Elaraby, Nabil, 97, 105; *Rems.* on reactivating UN collective security system, 94-6, 106
- El Salvador: BIT with France, 54; and Contadora Process, 321; Cuban support for revolution in, 62, 149, 151; elections in, 64-5, 149, 168; FMLN, 62, 148, 149; goals of, 148, 149; human rights violations in, 5-6; and ICJ, 66; international conflict in, 68; membership in ICSID of, 54; Nicaraguan support for revolution in, 61-2, 64-5, 67, 148, 150-1, 155-6, 163-4, 165-6, 168-9, 322, 330; refugees from in US, 350, 360; US policy and, 10, 148, 158, 164, 165-9; USSR support for revolution in, 62
- Emory Law Journal*, 94
- England: as jurisdiction of debt-issue importance, 254; and WWII air war on Germany, 23. *See also* United Kingdom.
- Enosis: *See* Cyprus, civil strife in.
- Entebbe raid (by Israel), 93
- Environmental pollution: as new issue in international law, 199
- Erga omnes: *See* International law.
- Esprit program: *See* European Economic Community.
- Europe: asylum-seekers in, 341; displaced persons in and Conv. Relating to the Status of Refugees (1951), 354; refugee treatment trends, 355-7; space programs in, 296; treatment of East European refugees by compared to others, 353
- European banks: as creditors of Eastern European sovereign debtors, 302. *See also* Debt (external).
- European Commission of Human Rights: and Cyprus, 110, 111-12, 113, 115, 116, 117, 129; *Diamas* case, 356; and nonrefoulement of refugees, 356
- European Communities: and Cyprus problem, 110, 111, 118, 124; and international law, 262-3; law of and US/EEC relations, 262-70; and Lomé Conv., 178, 181, 182-3; impact of US trade laws on exports to US of, 174, 176, 177; perspective on relationship of domestic economic adjustments and international trade, 190-3, 195, 196
- European Council: Athens, 263; Brussels, 263. *See also* European Communities, European Economic Community.
- European countries: and Bethlehem Steel import case, 177; migrant workers in, 356, 358; oral examination techniques of, 199; protectionist sentiment in, 190; and ratification of protocols to Montreal Agreement (1966), 36; steel understandings with EEC, 181-2, 196; US relations of, 156-7
- European Court of Human Rights, 207; East African Asians cases, 356; and EEC migrant worker provisions, 356; *Goldor* case, 273; *Hasbudat* case, 356; and nonrefoulement of refugees, 356
- European Court of Justice, 112, 207; and antitrust, 268; application of international law by, 268; *Beguelin* case, 268; *Chris International Food* case, 268; *Continental Can* case, 268; *Copper Sulphates* case (Yugosla-

- via), 266; and EC and EEC law, 262, 264-5, 267-8; economic relations judgments, 286; and extraterritoriality, 268, 269; *IBM* case, 266, 268; *ICI v. Commission* case, 268; jurisdiction of, 337; *Kupferberg* case, 268; likened to US Supreme Court, 262; *Pioneer* case, 268; *Polydor* case, 268; *United Brands* case, 268; and US constitutional precedents, 268; and US administrative practice, 265-6
- European Economic Community: ACP countries trade of, 181, 182-3; antidumping practice, 265-6; budget problems, 263; CAP, 263; CCP and, 263-4; Commission of, 264-5; Council of, 264-5; countervailing duty practice, 265-6; division of powers with member states of, 262-3; EC law and US relations with, 262-70; ECJ and, 262, 264-5; and effects doctrine, 269; Esprit program, 192; extraterritorial application of legislation of, 263, 266-7, 268; foreign affairs powers of, 262-3; and GATT, 264; and GSP, 181, 182-3; and IBM antitrust case, 266; import regime of, 181-2; and international law, 267; Japanese trade of, 181, 182, 191, 263; and Libya, 182; and Lomé Conv., 181, 182-3; Mediterranean countries trade of, 181, 182; multifiber arrangement, 264; as party to multilateral treaties, 286; points of contention with US, 266-7; recent developments, 263-5; resources of, 263; ROK trade with, 264; and Siberian pipeline, 266, 267; state trading country trade with, 181, 182, 263; steel industry adjustment in, 192-3, 196; steel agreement with US, 196; steel policy of, 197, 264; steel understanding with Brazil and South Korea, 181; textile agreements, 181-2, 187, 264; third country trade and, 265; Third World trade of, 181-3; and trade barriers, 184, 263-5; trade decisionmaking mode, 269-70; trade regulation by, 263; treaty-making powers of, 262-3; UK budget problems and, 263; unfair trade practice remedies compared to US, 264; US trade of, 181, VRAs with Brazil, Indonesia, and Thailand, 182; and Yaounde Conv., 182-3
- European regional organizations: and solution to Cyprus problem, 128
- European Space Agency, 296
- Evans, L.J.: *Rems.*, 300-1; *Rems.* on financial risks of space commercialization, 294-5
- Exchange controls: Argentine, 250-4; and balance of payment problems, 241; Costa Rican, 255-6; external indebtedness and, 240-62; IMF and, 240-50; international law and, 241; Mexican, 246-50; in Third World, 243
- Expendable launch vehicles: See Space.
- Expropriation, 45; compensation for, 57, 228, 234, 235; ICSID cases re, 54; in Iran-US CT, 234-6; in Nicaragua, 159; in US BITs, 47. See also Investment (foreign).
- Expulsion, mass, 339, 352; causes of, 342-4; definition of, 354; Draft Declaration of Principles of International Law on, 340, 344-6, 352, 354, 357, 359, 360-1; enforcing international law norms re, 351-4; of ethnic minorities, 342; principle of proportionality and, 345; relation to self-determination, 360-1
- Extraterritoriality: ECJ decisions on, 268, 269; as point of contention between EEC and US, 266-7, 269; proposed guidelines re, 266-7
- Fairchild: space initiatives of, 299
- Falk, Richard A., 211; *quoted*, 93-4
- Falkland Islands dispute: See Argentina/United Kingdom, dispute re Falkland Islands.
- Farer, Tom J.: *Rems.*, 144, 155, 160, 164, 168-9
- Feinrider, Martin: *Rems.*, 13-4, 158-9; *Rems.* on ASIL resolution re US partial withdrawal from ICJ jurisdiction, 136
- Feliciano, Florentino P. and Myres S. McDougal: *cited*, 105
- Ferencz, Benjamin, 105; *Rems.*, 101-2
- Ferencz, Benjamin, *The Definition of Aggression*, 101
- Ferencz, Benjamin, *The Enforcement of International Law*, 101
- Ferencz, Benjamin, *International Criminal Courts*, 101
- Fields, *Closing Immigration Throughout the World: cited*, 355
- Finch, Edward R., Jr.: *Rems.* on space commercialization, 300
- Fine, Richard: *Rems.*, 269
- Finland: and ICJ, 66; party to Vienna Conv., 270; Winter War with USSR (1940), 23; as WWII neutral, 22-3; Zagiernjak hijacking incident (1977), 27
- Finnish-Russian Winter War (1940), 23
- Fitzmaurice, Sir Gerald, 273, 291; *quoted*, 97
- Florida: violations of U.S. Neutrality Act in, 13, 154
- Force, use of: and aggression, 97, 114-16, 130-1, 329; in aid of legitimate governments, 151-2; collective self-defense by regional and subregional authority, 69-74; and conclusion of agreements, 273; criteria for appraising, 84-7, 105-6; in critical defense zones, 82-3, 85; and Cyprus problem, 114-15, 118; for decolonization, 77-8, 79; for elite replacement, 80-2; for evidence gathering, 83; in Falkland Islands dispute, 70-1, 78; international law and, 59, 67-8, 74-87; for judgment enforcement, 83-4; lawyers' role in identifying impermissible, 87, 90-2, 102; legal restraints on, 209; need to reduce, 101; permissibility under UN Charter, 92-4, 100, 102-3, 116-17; for self-determination, 77-8, 79, 85; in spheres of influence, 82-3; treaty law and, 59-60; treaty-sanctioned, 83; and UN, 59-60; and UN Charter art. 2(4), 68-107; by US against Latin American countries, 90-2

- Ford, Gerald: violation of Swedish airspace by plane of (1975), 26
- Foreign Relations Law of the United States*, 161
- Fowler, Wyche: *quoted*, 163
- France: alien admission restrictions, 355; Arianeespace program, 296, 297; *Benvenuti-Bonfant* case, 55; BITs concluded by, 50, 51; BIT with El Salvador, 54; BIT with Paraguay, 54; and compulsory jurisdiction of PCIJ, 326; cooperation with US re space commercialization, 295-6; expulsion of Huguenots from (1685), 342; international law teaching in, 205; intervention in Central African Republic of (1979), 80-1, 82, 105; knowledge of Libyan attack on Sudan (1984), 66-7; Loi Bonnet (1980), 355; and *Nuclear Tests* case, 332; as party to Warsaw Conv. (1929), 22; proposal (with Austria-1984) to amend Chicago Conv. (1944), 21; space program of, 296; SPOT (earth oxygen system), 296, 297; support of for limitation of rule of unanimity in UN Security Council, 95; Supreme Court decision in *Korean Airlines v., Epoux Entiope*, 22; and Vienna Conv., 274, 282
- Franck, Thomas M., 206; *cited*, 68; *quoted*, 107; *Rems.* on ASIL resolution re US partial withdrawal from ICJ jurisdiction, 135
- Franck, Thomas M., *The Structure of Impartiality: quoted*, 231
- Frankowska, Maria, 277, 284; *Rems.* on Vienna Conv. as treaty, 281-3, 285-6, 288, 291
- Fraser of Tulleybelton, Lord, 275
- French-German mixed arbitral tribunal, 239
- French Revolution: Jacobin Government, 165
- Freund, Paul: *quoted*, 233
- Friedlander, Robert A.: Open Forum paper on enforcing international criminal law, 185
- Friendship, commerce, and navigation treaties, 49; US compared to US BITs, 47
- Fruchterman, Richard L., 1
- Fuggers, 44
- Fulbright, William, 292
- Fuller, Craig: report on space commercialization, 300-1
- Galtieri (President of Argentina), 118, 210
- Gambia: and ICJ, 66
- Gamble, John: *Rems.* on teaching international law to undergraduate political science students, 200-2, 219-20
- Generalized system of preferences: *See* Trade.
- German Democratic Republic: right of exit in, 347
- German-French mixed arbitral tribunal, 239
- Germany, Federal Republic of: in *Arcturus* case, 336; banks of as creditors of Eastern European sovereign debtors, 302; BITs concluded by, 50-1, 55; BIT with Romania, 51; cooperation with US re space commercialization, 295-6; court decision in *Morris-Rothmans* case, 267; granting of asylum by, 355, 359; as non-party to Vienna Conv., 271, 282; and observation mast in high seas off Sweden, 28; UNGA initiative re mass expulsions, 344
- Germany (Nazi): Anglo-American WWII air war on, 23; diplomats of in international diplomacy, 210; expulsion of Jews (1930s), 342, 352; invasion of Denmark and Norway (1940), 23
- Gerson, Allan, 156-7, 158, 159, 161, 163, 165, 166, 168, 336; *Rems.* on Reagan Administration Central American policy, 148-52, 155-6, 160, 164, 166-8
- Ghana: dispute with Canadian aluminum company re price of electric power, 58
- Ghanaians: expulsion from Nigeria (1983), 358
- Gill, David G.: eulogy of George W. Haight, 133; presiding at ASIL Business Meeting, 142-3; *Rems.*, 57, 268-9
- Gingrich, Claud: *Rems.* on US perspective on domestic economic adjustment and international trade, 193-5, 195, 196, 197, 198
- Giraudoux, Jean: *quoted*, 209
- Glennon, Michael J., 291, 292-3; *Rems.* on problems of US Senate ratification of Vienna Conv., 292
- Glossuer, Otto-ardt, 54
- Goebel, Julius: *cited*, 75
- Golbert, Albert S.: *Rems.*, 161
- Gold, Sir Joseph, 240, 255; *Rems.* on exchange controls, external debt, and the international monetary system, 258-62
- Goldberg, Arthur, 65-6
- Goldberg reservation, 65-6
- Goldman, Robert K., *Rems.* on U.S. obligations to train foreign military in law of armed conflict, 7-10, 12-3, 14
- Goodwin-Gill, Guy S.: *quoted*, 343

- Gordon, Edward, 92, 98, 99, 102, 106; *Rems.*, 101, 104, 107, 335-6; *Rems.* on problems of permissive pragmatism in interpreting art. 2(4) of UN Charter, 87-92
- Gorove, Stephen: *Rems.* on commercialization of space, 293-4
- Gottlieb, Gidon A.G., 216, 217, 218, 219; *Rems.* on international law course organization, 213-14; *Rems.* on intellectual climate of teaching and research in international law, 208-13, 220-1
- Great Britain: in *Alabama Claims* arbitration, 161; and Cyprus, 108, 121, 122, 123; and Turkish Republic of Northern Cyprus, 118. *See also* United Kingdom.
- Greece: and Cyprus problem, 108-11, 118, 119, 121-5, 126, 128-9, 132; and ECHR, 356, 357; Greater Hellenism, 124; party to Vienna Conv., 270; and right of petition under ECHR, 129
- Grenada, 105; CIA coup proposal re, 146; intervention in by US and others (1983), 68, 69, 70, 72-4, 82, 83, 91-2, 93, 98-9, 103-4, 105-6, 106-7, 146-8, 158, 166, 209, 319, 320; Reagan Administration policy toward, 146-8, 158
- Grenada Committee, 104
- Grievs, *Supranationalism and International Adjudication*, 207
- Gromyko, Andrei, 150
- Gross, Leo, *Essays on International Law and Organization: quoted*, 209
- Group of 77, 214. *See also* Third World.
- Guatemala: CIA actions in (1954), 159, 219; and Contadora Process, 321; human rights violations in, 6, 12-3, 14; refugees from in US, 360
- Gudgeon, K. Scott, 57; *Rems.* on U.S. BIT program, 46-9
- Guetzkow, Harold, et al, *Simulation in International Relations: cited*, 205
- Guilder: and international monetary system, 261
- Gushtjin (Captain of USSR Submarine U-137), 25, 33
- Haanappel, Peter P.C., *Rems.* on civil aircraft intrusions in peacetime, 19-22, 37, 38
- Hague (The): site of Iran-US CT, 230, 234
- Haig, Alexander: *quoted*, 118
- Haight, George W.: *eulogized*, 133
- Haiti, 127; BIT with US, 46, 48; economic receivership agreement with US (1915), 145; European treatment of refugees from, 353; and Havana Conv. on Treaties, 280; refugees from and US, 350; US Marines in (1915-1934), 145; US occupation of (1913), 90; and Vienna Conv. on Treaties, 280
- Hamilton, Lee: *quoted*, 163
- Hargrove, John Lawrence, 107; ASIL Director of Studies' Report, 140-41; *Rems.*, 127-8; selection as ASIL Executive Director, 142
- Harley-Davidson: escape clause case re, 194, 196
- Harvard Magazine*, 210
- Hassan, Farooq: *Rems.*, 131
- Hatfield, Mark: *quoted*, 353
- Heng Samrin, 81
- Henkin, Louis: *cited*, 68; *quoted*, 69
- Heritage Foundation, 319
- Herzstein, Robert: *Rems.*, 196
- Highet, Keith, 328, 331; *Rems.* on US partial withdrawal from ICJ jurisdiction, 136, 327
- Hispanola: as analogue for Cyprus, 127
- Hobbes, 74
- Hoffman, Stanley, 218
- Holocaust: parallels to current mass expulsions, 352, 353
- Holtzman, H.M., 229
- Honduras: arms shipments into El Salvador from, 148, 330; and Contadora Process, 321; Cuban and Nicaraguan efforts to destabilize, 63; economic receivership agreement with US (1911), 145; and Havana Conv. on Treaties, 280; training of Nicaraguan counter-revolutionaries in, 157; and US Central American policy, 164; US Marines in (1924-1925), 145; and Vienna Conv., 280
- Hong Kong: and VRAs, 197
- Hoover, Herbert, Administration of: Central American policy, 146
- Hope, Adrian F. J., 260; *Rems.* on Argentine exchange controls and external debt, 250-4
- Horlick, Gary N., 268; *Rems.* on convergence of trade regulations between EEC and US, 265-6, 269, 270
- Hosenball, S. Neil: *Rems.* on impact of Moon Treaty on space commercialization, 300; *Rems.* on U.S. legislation re space commercialization, 295, 300
- Hudes, Karen: *Rems.*, 315
- Hughes, Charles Evans: as Chief Justice of US Supreme Court, 220; *quoted*, 90
- Huguenots: expulsion from France (1685), 342
- Humanitarian intervention, 72, 79-80

Humanitarian law: See Law of armed conflict.

Human rights: in Argentina, 12-3; in Chile, 6, 13; and concept of state, 120-3, 128-9; convs. re and protection of refugees, 356; in Cyprus, 108, 113, 114-15, 120-3, 128-9; in El Salvador, 5-6, 13; danger to of mechanical interpretation of UN Charter art. 2(4), 86; and early US Caribbean interventions, 90; to freedom of movement, 346-7, 357-8; in Guatemala, 6, 12-3; mass expulsions as violation of, 343-6, 352; of migrant workers, 356, 358; as new issue in international law, 199, 212, 217; in noninternational armed conflict, 9-10; permissibility of use of force in defense of, 92-4; and population movements, 339-61; proliferation of instruments re, 358; relationship to humanitarian law, 9-10, 12-3; temporary asylum, 359; torture as violation of, 154; and UN, 60, 210; in Uruguay, 12-3; in US Foreign Assistance Act, 8, 12-3; in US International Security Assistance and Arms Export Control Act, 8; and US policy, 2, 4-6; violations of as cause of mass migrations, 346-51; Western European instruments re, 355-6. *See also* European Convention on Human Rights, European Court of Human Rights.

Hungary: uprising against USSR (1956), 82, 85

Hunt, Cecil: as Jessup Comp. final round judge, 338

Hyde, Charles Cheney: *quoted*, 74

Iceland: in *Arcturus* case, 336; "Cod War" with UK, 38; as WWII neutral, 22-3

Idaho: law of as applied by Iran-US CT, 233

Immunity (sovereign): and aerial intrusion in peacetime, 27-9; as debtor's defense, 255-6; and enforcement of ICSID arbitral awards, 53; German observation mast case, 28; and KAL Flight 902 case, 28-9; and Soviet submarine U-137 case (1981), 28; and Tupolev-126 crash at Hopen Island, Norway, 29; and US defense of mining Nicaraguan harbors, 153

Independent African Enquiry Commission: Heads of State meeting (1979), 81

India: creation of Pakistan from, 131; dispute with Portugal re sea passage (1956), 326; and ICJ, 66; seizure of Portuguese colonies, 78

Indian subcontinent: emigration to UK from, 355; migrant workers from in Europe, 356

Indochinese: expulsion from Vietnam of (1975-1985), 342

Indonesia: seizure of West Irian from Dutch, 77-8; VRA with EEC, 182

Industrialized countries: *See* Developed countries.

Institut für Meereskunde, 29

Institute for International Finance, 315-6

Intelligence operations: of NATO, 32; of Sweden, 32; of US, 32; of USSR, 32

Inter-American Commercial Arbitration Commission, 47, 58

Inter-American Commission of Jurists, 91

Inter-American Conference for the Maintenance of Peace (1936), 91

Inter-American Conference (1928), 280

Inter-American Conference on Problems of War and Peace, 91

Inter-American Court of Human Rights, 278

Inter-American Development Bank: as official creditor of sovereign debtors, 307

Inter-American Juridical Committee, 53, 336

Inter-American relations: of US, 88-92

Inter-American system: foundation of, 146; principle of nonintervention in, 336

International American Conference, 146

International Antidumping Code, 176

International arbitration, 51-2; examples of failures, 230; history of, 50; jurisprudence of, 229; need for legal analysis, 236-7, 239-40; object of, 228; problems of, 231; status of individuals in 51-2; UNCITRAL rules for, 47, 186-7; 228; in US BITs, 47-9; usefulness of, 57; and US/Nicaragua controversy, 323. *See also* Dispute settlement.

International Atomic Energy Agency: abuses in, 209; trilateral safeguards agreements and Vienna Conv., 288

International Business Machines: EEC antitrust case against, 266, 268

International Centre for Settlement of Investment Disputes, 53-5, 57; Additional Facility, 48; arbitration by, 48-9; in BIT dispute settlement provisions, 51, 55; cases heard, 54-5; count of BITs by, 50; enforcement of arbitral awards of, 53; membership in, 53; support for, 53, 57

International Chamber of Commerce: arbitration by, 50; BIT arbitration mechanism, 48; count of BITs by, 50; Court of Arbitration, 48, 58

International Civil Aviation Organization, 15; and aircraft interception procedures, 26, 36-8; and FIRs, 20-1, 38; investigation of KAL KE 007 crash, 17-9, 21-2, 36; and Israeli shooting down of Libyan airliner (1973), 34

International Committee of the Red Cross, 10, 14-5; quadrennial survey, 14; and training of military personnel in law of armed conflict, 2-3, 4

- International Court of Justice, 157, 180, 207-8, 211, 324; *Anglo-Iranian Oil Co. case*, 325; *Arcturus case*, 336; and BITs, 50-1; *Certain Expenses case*, 65-6, 73; *Corfu Channel case*, 83, 105, 329, 330; countries filing reservations to jurisdiction of, 66; *Diplomatic Hostages case*, 83, 221, 231, 328, 329, 331; dismissal of claims in Bulgarian shooting down of El Al airliner case (1955), 34; *Genocide case*, 278; *Gulf of Maine case*, 323-4, 332; *Icelandic Fisheries Jurisdiction case*, 273; *Interhandel case*, 332; and interpretation of Cyprus Treaty of Establishment, 109-10; and Iran-US Treaty of Amity, 228-9; issues of fact in, 330; jurisdiction and US foreign policy in Latin America, 321-37; justiciable issues in, 321, 329-30; *Namibia advisory opinion*, 116, 132, 272-3; Nicaraguan case against US in, 65-6, 162, 163-4, 319, 321-3, 329-30, 331, 332-3, 335; Nicaraguan declaration of acceptance of jurisdiction (1929), 325-6, 336; *North Sea Continental Shelf Case*, 287; *Nuclear Tests case*, 332; Reagan Administration view of, 327, 331-2; *Reports*, 207; *South West Africa cases*, 327; US policy toward, 322-3, 334; and Vienna Conv., 278, 285; *Yearbook*, 207. *See also cases by name.*
- International Court of Justice, US partial withdrawal from jurisdiction of, 66, 147, 165, 320, 321-37, 353; ASIL resolution re, 133-7, 319, 321; costs of, 328-9, 331; legality of, 324-7
- International criminal law: *See International law.*
- International debt: *See Debt (external).*
- International Development Agency: US failure to increase funding for, 319
- International financial community: perspective on equal treatment of creditors, 255
- International financial institutions: economic assistance to Nicaragua, 62
- International Labor Organization, 180; abuses in, 209; and expulsion of aliens, 345; and expulsion of undocumented workers, 345
- International law: act of state doctrine as debtor's defense, 255-6; and ADIZs, 20-1, 36, 37-8; and aggressive war, 75-6; anthropocentrism of, 80; applied by ICSID, 55; and art. 2(4) of UN Charter, 92; changing, 234; and Chinese offshore oil development, 186-7; of citizenship, 352-3, 357; and civil liability, 21-2; Communist concept of, 211; concept of state in, 119-23, 127-9; convs. relevant to peacetime aerial intrusion, 15-9; covert means and, 168; critical theory and, 186; and Cyprus settlement prospects, 107-32; disenchantment with, 210-11; dispute settlement procedures, 52; of diplomatic protection, 225-7, 237; doctrines of, 211; domestic enforcement, 152-5, 164, 166; Draft Declaration of Principles of on Mass Expulsion, 340, 344-6, 352, 354, 357, 359, 360-1; and EC law, 262-3; ECJ and, 268; economic, 217; and EEC, 267; enforcement of criminal, 185; enforcement of refugee norms, 353-4; equal application and, 59-68, 148; erga omnes, 360-1; and exchange controls, 241; and international relations, 59, 85-7, 351-2; in Iran-US CT decisions, 225-7, 229, 231, 233; jus ad bellum, 74, 84; jus cogens, 114-15, 117, 285, 286, 345, 352, 354, 360-1; legitimate responses to peacetime aerial intrusion under, 15-38; mass expulsion as violation of, 343-6; and military/civilian aircraft, 15-6; and Monroe doctrine, 144; multilateral treaties and development of, 290-1; of nationality, 223, 225-6, 229, 237, 343-4, 354, 357; Reagan Administration and, 89, 156-7; rebus sic stantibus, 285, 326; reciprocity and, 59-68, 161, 353; right of innocent passage (in air), 20, 27-8; self-help and, 76, 77-9; and space commercialization, 293-301; of state recognition, 118, 129-30, 165-6; of state responsibility, 225-6, 237; Third World concept of, 211; treaty reservations, 273-4; UN codification efforts, 272; and US anticommunist policy, 157-8; and US Central American policy, 149-52; US concept of, 60-1; and US foreign policy, 209; and US mining of Nicaraguan harbors, 153, 158, 162; USSR concept of, 61, 67; Vienna Conv. as codification of, 272, 276, 277, 285, 291; war as licit instrument, 74; and wars of national liberation, 67, 120, 167-8; in Western Hemisphere, 156-7; and withdrawal from ICJ jurisdiction, 324-6; and world order, 85-7. *See also Asylum, Calvo doctrine, Customary international law, Expropriation, Expulsion, Force, use of, Humanitarian intervention, Human rights, Immunity, Iran-United States Claims Tribunal, Jurisdiction, Law of armed conflict, Law of the sea, Self-determination, right of.*
- International Law Association: American Branch count of BITs, 50; American Branch Meeting (1983), 107
- International Law Commission: and development of international law via multilateral treaties, 290; and draft of Vienna Conv., 288, 291-2; and law of state responsibility, 117; and law of treaties, 270, 271, 272, 273; *Yearbooks*, 206
- International law, teaching of, 198-221: adequacy of materials, 199, 204; ASIL materials in, 205; basic course, 199, 202, 211-2, 213-4, 216-18; bibliography, 202-4; casebooks, 204; country perspectives, 199, 204-5, 214-5; difficulties of in nuclear age, 215-16; examination techniques, 199; intellectual climate, 208-13; methods, 199, 201-2, 205-8, 213-14, 216-17, 220-1; new issues in, 199, 212, 219; problems of in Puerto Rico, 214-15; role in curriculum, 199, 202; student disillusionment with, 219; to undergraduate political science students, 200-2, 214-16, 219-20; and US constitutional law teaching, 205
- International Legal Materials*, 205; editors of, 363
- International Maritime Organization, 162
- International Military Tribunal: Nuremberg, 207; *quoted on wars of aggression*, 75; Tokyo, 207
- International Monetary Fund, 171, 178, 189-90; *Annual Report on Exchange Arrangements and Exchange Restrictions*, 249; and capital transfers, 259; Executive Board, 248, 256-7; functions, 261; "hyperconfiden-

- tiality" of, 249-50; Legal Director, 248; member obligations, 241-2; purposes of, 240-1; role in international monetary system, 240-6, 249-50, 310; and small banks, 316; and Third World development needs, 258-61. *See also* International Monetary Fund and sovereign debt, International monetary system.
- International Monetary Fund and sovereign debt: and Argentine exchange controls, 254; economic stabilization program, 303-4, 308, 315, 316; formal registration procedure (proposed), 245-6; linkages, 307-8; and Mexican exchange controls, 246-50, 301-2; and need for information re creditworthiness, 306, 314-15; and Paris Club, 315-6; possible mechanism for rescheduling, 254-8, 260; relations with creditor banks, 310-13; rescheduling compared to US Bankruptcy Code, 256; rescheduling procedures, 313-14; rescheduling role, 303-4, 310-13; Treasurer's Department figures on debt reschedulings, 254; triangular relationship with creditors and debtors, 306-8. *See also* International Monetary Fund.
- International monetary system: and capital transfers, 259; currencies and, 261; debt rescheduling and, 311-2; and exchange controls and external indebtedness, 240-62; IMF role in, 240-6, 249-50, 310; lawyers and, 261-2. *See also* International Monetary Fund.
- International Organization*, 179
- International organizations: and UN LOS Conv., 286; US policy and, 318-20; and Vienna Conv., 281, 286-7
- International Practitioners' Notebook*, 162
- International relations: international law and, 59, 85-7, 351-2
- International Studies Association, 202
- International Subsidies Code, 175
- International Trade Organization (proposed), 180
- International tribunals: status of individuals in, 51-2
- Intervention: in Cyprus, 108-10, 127, 128; legality of unilateral military, 146; US in Central America, 152, 166-8, 219; US in Latin America, 144. *See also* Force, use of, Nonintervention.
- Investment disputes: avoidance and settlement, 38-58; background, 38-9; means of avoidance, 56-7; sources, 56; state practice, 49-50. *See also* Arbitration, Bilateral investment treaties.
- Investment (foreign): developing countries' requirement as prerequisite for trade, 172-3; exchange controls and, 243; lawyers and, 44-6; multilateral investment insurance proposals, 53; North/South relations and, 39-44; political risk assessment and protection, 44-6; state practice, 49-50. *See also* Investment disputes.
- Ioannou, Krateros, 130; *Rems.*, 129
- Iowa: law of as applied by Iran-US CT, 233
- Iran: in *Anglo-Iranian Oil Co.* case, 325; banks of Iran-US CT, 223; in *Diplomatic Hostages* case, 329; and dual nationality cases in Iran-US CT, 223, 240; in Iran-US CT, 231-2, 236, 239; lawlessness of, 209; preferential payment to non-US creditors by, 305; protest re pending Dutch legislation, 237-8; USSR relations, 83. *See also* Iran-United States Claims Tribunal.
- Iran-Iraq War, 68; UNSC inaction re, 67
- Iran-United States Claims Tribunal: application of international law by, 231, 233; ASIL Annual Meeting panels re, 221-2; audience for decisions, 230-3; choice of law issues, 233; decisions of, 221-40; current issues in, 222-3; and diplomatic protection, 225-7, 237; dual nationality decisions, 223, 225-7, 229, 237, 238-9, 240; due process and fairness in, 221-2; expropriation cases in, 234-6; fact-bound decisions of, 224; failure scenarios, 230, 231-2; Iranian positions in, 231-2, 236, 239; and Iran-US Treaty of Amity, 235; jurisdictional rulings, 223; jurisprudence of, 223-4, 238; legal analysis of, 227-33, 236-7; merits of US claims, 236; "Mosk rule" in, 223; multiple chambers of, 224; political issues in, 223-4, 236-7; precedent in, 238-40; presidential succession in, 240; procedures of, 222; state responsibility and, 225-7, 237; as substitute for US courts, 225; tasks of, 230-1; UNCITRAL rules and, 228; US Government positions and, 222
- Iran-United States hostage crisis, 328; and preferential payments by Iran to non-US creditors, 305
- Irish Republican Army: and law of armed conflict, 11-2
- Israel: behavior in Lebanon, 11; and Bulgarian shooting down of El Al airliner case (1955), 34; and ICJ, 66; Libyan Arab Airlines Flight 114 incident (1973), 19, 21, 26, 34; perspective on Middle East situation of, 199; Saudi Arabian aircraft incident (1976), 26; trade agreement with US, 198; war with Arabs in Lebanon, 122
- Israeli Defense Forces: in Lebanon, 11
- Italy: alien admission restrictions, 355; cooperation with US re space commercialization, 295-6; party to Vienna Conv., 270
- Ivory Coast: attitude of toward foreign investment, 56
- Jackson, John: *cited*, 183; *quoted*, 179
- Jacovides, Andrew J., 127, 129, 131; *Rems.*, 132; *Rems.* on international legal issues involved in Cyprus problem, 114-19, 128, 130-1
- Jaeger, Gilbert: *cited*, 359
- Jamaica: ICSID case, 54; and invasion of Grenada (1983), 73, 98, 104

- Japan: competition with US in motorcycle industry, 194; competition with US in space technology, 296; cooperation with US re space commercialization, 295-6; damage to ship of in Nicaraguan harbor, 157-8; and defection of V.I. Belenko, 24-5; and EEC trade regulations, 264; and foreign investment, 55; and ICJ, 66; impact of US trade laws on exports to US, 174, 176, 177; industrialization of, 187; and KAL Flight KE 007 crash investigation, 17, 33-4; and KAL Flight 902 case (1978), 24; party to Vienna Conv., 270; in *Pearl Fisheries* case, 326; Space Cooperation Agreement with US, 297; steel production in, 191; trade with developing countries, 169, 181; trade with EEC, 181, 182, 191; view of dispute settlement clauses, 52; VRAs with US re automobiles, 178
- Jay Treaty commissions, 230
- Jefferson, Thomas, 165
- Jennings, R.Y.: *quoted*, 211
- Jews: emigration from USSR of, 347; and Holocaust, 352; expulsions of from Spain, Bohemia, and Nazi Germany, 342
- Joelson, Mark R., 59
- Johns, George: *Rems.*, 333
- Johnson & Johnson: space initiatives of, 298-9
- Johnson, Lyndon Baines: personal diplomacy in Cyprus (1964), 109
- Johnson, Lyndon Baines, Administration of, 158; and Dominican Republic invasion (1965), 147
- Jones, David Lloyd: *Rems.* on nationality decisions of Iran-US CT, 225-7, 237, 238, 239
- Jordan: UN initiative re internally displaced persons, 359
- Journal of International Arbitration*, 58
- Joyner, Christopher: *presiding* at Open Forum, 185; *quoted*, 93
- Jurisdiction: effects doctrine, 266, 267, 268, 269; subject matter, 266
- Jus ad bellum: *See* International law.
- Jus cogens: *See* International law.
- Kampuchea: and ICJ, 66. *See also* Cambodia.
- Karmal, Babrak, 81
- Kearney, Richard, 292; eulogy of Kurt Nadelmann, 132-3; *Rems.* on Vienna Conv., 285-6, 290-1
- Kennan, George: *quoted*, 60
- Kennedy, John F.: *quoted*, 206
- Kennedy, John F., Administration of: and Cuban missile crisis, 147, 150; trade negotiations, 193
- Kent, John: *Rems.*, 300
- Kenya: and ICJ, 66; interception of Egyptair Boeing 707 (1978), 26
- Kenya Airways: Egyptian forcing down of planes of, 26
- Keynes, John Maynard, 262; *Proposals for an International Clearing Union*, *quoted*, 261
- Khomeini, Ayatollah, 210
- Kirkpatrick, Jeane J., 87, 90, 91-2, 99, 102, 105, 107, 136, 144, 147, 148, 149, 156-7, 158, 160, 161, 167, 323, 324, 335-6; *Rems.* on law and reciprocity in Central American context, 59-68
- Kissinger Commission Report: *See* Report of the National Commission on Central America.
- Kissinger, Henry: chairmanship of the National Commission on Central America, 156, 159
- Korea, Republic of: EEC trade restrictions and, 264; industrialization in, 187; and international trading system, 185; in KAL Flight 902 incident (1978), 24; party to Vienna Conv., 270; as party to Warsaw Conv. (1929), 22; steel exports to US, 177; steel understanding with EEC, 181
- Korean Airlines: adherence to Montreal Agreement (1966), 22, 35; civil liability of in Flight KE 007 case, 21-2; forcing down of Flight 902 of (1978), 19, 24, 26, 28-9, 35; shooting down of Flight KE 007 of (1983), 15, 17-20, 21-2, 25, 31, 33-6, 37-8, 150
- Kozak, Michael, 323, 327, 328; *Rems.* on US reasons for partial withdrawal from ICJ jurisdiction, 321-3, 330-2, 333-4, 335, 336, 337
- Kramer, Michael: *quoted*, 61-2
- Kutchuk, Fazil, 108
- Kyprianou, Spyros, 118, 130
- Lagergren, Gunnar, 223, 229, 239, 240
- Laing, Edward A., 184; *Rems.*, 315; *Rems.* on need for development education in developed countries, 184-5; *Rems.* on post-WWII decline in economic liberalism, 177-80, 183
- Landry, James E.: *Rems.* on liability aspects of KAL flight KE 007 case, 33-6
- LANDSAT: *See* Space, commercialization of.
- Lasswell, Harold, 59, 87, 100-1. *See also* Lasswell and McDougal, jurisprudence of.
- Lasswell, Harold and Myres S. McDougal, jurisprudence of, 59, 60, 87-8, 99
- Lasswell Memorial Lecture, 99
- Latin American countries: corruption in, 184; foreign debt of, 170-1, 184, 302; foreign exchange shortages in, 170-1; ICJ jurisdiction and US foreign policy in, 321-37; and ICSID, 53-4; industrialization in, 171;

- and international trading system, 185; Kissinger view of, 159; poverty in, 159, 160; parties to Vienna Conv., 270; principle of nonintervention in, 90, 336; and ratification of Montreal Protocols to Montreal Agreement (1966), 36; Sandanista support for revolution in, 61-8; and US BITs, 47; as US trading partners, 169; use of force in, 82; US intervention in, 90-2, 166; US policy and, 158-9, 160-1, 165-6, 219; view of Central American situation, 335. *See also* Caribbean countries, Central America, Latin America, Western Hemisphere.
- Lauterpacht, Hersch: *cited*, 155; *quoted*, 151
- Law of armed conflict: "armed attack" in, 105; belligerency under, 155-6, 161-2; and civil conflict in El Salvador, 155-6; and Cyprus problem, 109, 116, 117-18; dissemination requirements of convs. on, 1-2; neutrality and, 22-3, 29-33; and noninternational violence, 9-10, 11-2; principle of necessity, 93; principle of proportionality, 93, 106, 109, 116, 150, 151, 168; relation to human rights law of, 9-10, 12-3; training of military personnel in, 1-15; training of US armed forces in, 2-5; and US actions in Nicaragua, 161-2; in US Civil War, 11-2; violations of in El Salvador, 5-6; violations of by Israel and Syria in Lebanon, 11. *See also* Force, use of.
- Law of the sea: contiguous zones, 20; in international law teaching, 212
- Lawyers, international: and Cyprus settlement, 119; defense of early US colonialism, 145; and effort to control impermissible coercion, 87, 91-2, 101, 102; ethics of, 180; failure of to scrutinize Reagan Administration foreign policy, 88, 89-90; and political risk in foreign investment, 44-6; and problems of international monetary system, 261-2; view of unilateral military intervention, 146
- League of Nations, 74; as depositary of declarations of acceptance of PCIJ jurisdiction, 325; and refugees, 342
- Lebanon: Arab-Israeli War in, 122; compared to Cyprus, 131; displaced persons in, 359; international conflict in, 68; violation of law of armed conflict by Israel and Syria in, 11
- Lee, Luke T., 340, 351, 352, 353, 354; Draft Declaration on Principles of International Law on Mass Expulsion, 340, 344-6, 352, 354, 357, 359, 360-1; *Rems.* on mass expulsions, 342-4; 360
- Legal scholars: failure of to scrutinize Reagan Administration foreign policy, 88
- Leigh, Monroe: *Rems.*, 237
- Lexis, 220
- Liberia: economic receivership agreement with US, 145; and ICJ, 66
- Libya: and ADIZs, 36; attack on Sudan (1984), 66-7; attacks on Chad (1983-1984), 67; EEC and, 182; lawlessness of, 209; lying by, 150; support for Amin regime in Uganda of, 80
- Libyan oil concession cases, 50
- Libyan Arab Airlines: Israeli shooting down of Boeing 727 of (1973), 19, 21, 26, 34
- Lichtenstein, Cynthia C.: *Rems.*, 334
- Lieber Code, 11, 12
- Lieber Group on the Law of War, 1
- Liechtenstein: and ECHR, 356, 357; and ICJ, 66
- Lillich, Richard B.: *Rems.* on human rights and population movements, 357-8
- Lillich, Richard B., *Humanitarian Intervention*, 79
- Lindley, Richard, 72
- Lissitzyn, Oliver J., 270
- Lockheed Corporation: debt rescheduling of, 317
- Lounds, Jay: *Rems.*, 300-1
- Lowenfeld, Andreas, 268
- Luxembourg: and ICJ, 66
- Madero, Francisco, 45
- Magreb countries: migrant workers from in Europe, 356
- Makarios, Archbishop, 108, 109, 115
- Malawi: and ICJ, 66
- Malaysia: rejection of asylum-seekers at border by, 348; and Vietnamese refugees, 352
- Malta: and ECHR, 356, 357; and right of petition under ECHR, 129
- Malvinas Islands: *See* Falkland Islands.
- Marshall, Harry R., Jr.: *Rems.*, 300; *Rems.* on Reagan Administration space commercialization program, 295-8
- Marshall, John: as Chief Justice of US Supreme Court, 220, 262
- Marshall Plan, 180
- Martin, David A., 352, 354, 357, 358; *Rems.*, 359, 360; *Rems.* on human rights violations as cause of population movements, 346-51
- Matheson, Michael J.: *Rems.* on U.S. foreign policy considerations re training foreign military in law of armed conflict, 5-7, 11, 12, 13-4
- Mauritius: and ICJ, 66

- McClendon, J. Stewart, 58
- McDonnell Douglas Astronautics Company: joint endeavor agreement with NASA, 299; space venture of, 298-9
- McDougal, Myres S., 59, 87, 100-1, 216; *cited*, 278. *See also* Lasswell and McDougal, jurisprudence of.
- McDougal, Myres S. and Florentino P. Feliciano, *cited*, 105
- McGovern, Edmond: *Rems.*, 197
- McHenry, Donald: *Rems.* on US foreign policy toward multilateral institutions, 318-20
- McNeill, John H.: *Rems.* on training military in law of armed conflict, 2-5, 12, 14
- McPherson, Ian E., 34; *Rems.* on convs. relevant to peacetime aerial intrusion, 15-9, 36
- Mealey, Michael: *Rems.*, 239
- Medeiros, Jose Artur Denot: *Rems.* on Brazilian problems with reconciling foreign debt burden with development and need to trade, 187-90, 196-7; *Rems.* on meaning of government intervention, 195
- Medici, 44
- Mediterranean region: EEC trade with countries of, 181, 182; interest of Czarist Russia in countries of, 124
- Mexico: Banco de Mexico, 246, 247; Central American peacekeeping efforts of, 157, 321; "coyote" market in, 247; debt rescheduling of, 301-2, 307-8, 309, 314, 315, 317; defense in *Frankel v. Banco Nacional de Mexico* and *Callejo v. Barcomer, S.A.*, 256; external debt and exchange controls of, 246-50, 254, 260; and ICJ, 66; import values in, 248; and International Subsidies Code, 175; investment climate in, 45; as member of Contadora Group, 321; party to Vienna Conv., 270; as provider of debt information, 314; steel exports to US, 196; trade agreement with US, 198; trade problems with US, 175; and US partial withdrawal from ICJ jurisdiction, 337
- Miami, Florida: immigration into, 180
- Middle East: actors' perspectives on, 199; compared to Cyprus problem, 123; national liberation and use of force in, 67; UNSC and, 110; US policy and, 320
- Mikus, Joseph A.: *Rems.*, 215-16
- Military personnel: training of in law of armed conflict, 1-14
- Mill, John Stuart: *cited*, 107
- Mill, John Stuart, *A Few Words on Non-Intervention, Dissertations and Discussions: Political, Philosophical and Historical: quoted*, 209
- Miller, Douglas R.: Open Forum paper on commercialization of the LANDSAT, 186
- Miskito Indians: *See* Nicaragua.
- Mitterand, Francois: *cited*, 158
- Mixed Arbitral Tribunals, 51-2
- Model Rules on Arbitral Procedure (1958): in US BITs, 51
- Model United Nations, 206
- Monge, Luis Alberto, 63
- Monroe Doctrine, 90, 327; and international law, 144; Roosevelt Corollary, 144-5, 146; Selden resolution, 82
- Montserrat: and intervention in Grenada (1983), 98
- Moore, John Bassett: *quoted*, 90
- Moore, John Bassett, *International Adjudications: Ancient and Modern: quoted*, 229
- Moore, John Norton: *cited*, 146, 147; *quoted*, 72, 73, 150
- Morgenthau, Hans, 218, 220
- Morris, Gouverneur, 165
- Mosk, Richard M., 230; "Mosk rule" in Iran-US CT, 223
- Moynihan, Daniel Patrick: *cited*, 167; *quoted*, 151, 209
- Mubanga-Chipoya (Special Rapporteur, UNHRC), 357-8
- Multilateral dispute settlement arrangements: compared to BITs, 57
- Multilateral institutions: *See* International organizations.
- Multilateral investment insurance proposals, 53
- Multilateral Trade Negotiations: *See* Trade.
- Municipal courts: as audience for Iran-US CT decisions, 232; enforcement of ICSID arbitral awards by, 53; enforcement of international law in, 152-5, 164, 166; execution and enforcement of international arbitral awards in, 50
- Murphy, Ewell E. Jr., 55, 56; *Rems.* on North/South investment problems, 39-44
- Myers, James R.: *Rems.* on attorney's view of space commercialization, 298, 301
- Nadelmann, Kurt: *eulogized*, 132-3
- Nafziger, James A.R.: *Rems.*, 130; *Rems.* on human rights and population movements, 354-5, 360
- Namibia: and UN LOS Conv., 288; UN Security Council and, 110
- Nanda, Ved P., 106, 135; *Rems.*, 102-3, 218-19; *Rems.* on human rights and population movements, 339-42, 359, 361

- Nasser, Abdul Gamel, 77
- National Commission on Central America, 168;
- National Commission on Central America, Report of*: 327; cited, 148, 167, 330, 333; criticized, 88-9, 91, 159, 335-6; quoted, 151, 160
- Nationality: See International law.
- Nationalization, 56
- Nauru: and Vienna Conv., 282
- Nelson, Richard W.: *Rems.* on ASIL resolution re US partial withdrawal from ICJ jurisdiction, 136-7
- The Netherlands: Act on the Employment of Foreign Workers (1979), 355; alien admission restrictions, 355; arbitrators of in Iran-US CT, 224; and attempts to withdraw from PCIJ jurisdiction at outbreak of WWII, 326; courts of and enforcement of Iran-US CT decisions, 232; damage to ship of in Nicaraguan harbor, 157-8; and ICJ, 66; Indonesian seizure of West Irian from, 77-8; Iranian protest re pending legislation of, 237-8; as US NATO ally, 224
- Neutrality: See Law of armed conflict.
- Newman, Robert J.: *Rems.* on McDonnell Douglas joint endeavor agreement with NASA, 299
- Newsweek*: cited, 168; quoted, 149
- New York City: debt rescheduling of, 317
- New York Magazine*, 61-2
- New York State: as jurisdiction of debt-issue importance, 254; law of as applied by Iran-US CT, 233
- New York Times*, 70, 78, 88, 164, 219, 322, 352
- New Zealand: and ICJ, 66; party to Vienna Conv. on Law of Treaties, 270
- Nicaragua: aid to guerrillas in El Salvador by, 61-2, 63-5, 148, 150-1, 155-6, 163-4, 165-9, 322; assistance to Somoza regime in, 62; Carter Administration economic assistance to, 62; and Contadora Process, 163, 164, 321-2; Contras in, 65, 148, 149, 151; Cuban support for, 149; declaration of acceptance of ICJ jurisdiction, 325-6; efforts to destabilize Honduran Government by, 63; export of revolution by, 63-5, 149-52, 158; FCN Treaty with US, 324, 327, 329; goals of, 148, 149-52; and Havana Conv. on Treaties, 280; ICJ case against US, 65-6, 321-3, 329-30, 331, 334, 337; ideological nature of government of, 159, 160; IFI assistance to, 62; indians in, 63; international conflict in, 68; kidnapping of Argentine diplomat by, 63; lying by, 150; and PCIJ, 335; Sandanista revolution in, 61-2; training of counterrevolutionaries against in Honduras, 157; transgressions against Costa Rica, 62-3; UNGA complaints against US, 322; UNSC complaints against US, 167, 322; US Marines in (1912-1933), 145; US mining of harbors of, 66-7, 152-5, 157-8, 162, 209, 319, 320, 332, 336; US policy and, 10, 13-4, 61-8, 105, 106-7; 149-52, 155-6, 157-8, 164, 166-8, 209; USSR support for, 149, 160; US veto of UNSC resolution re mining of harbors in, 66-7, 158; and Vienna Conv., 325
- Nicoletopoulos, George P.: *Rems.* on future IMF rescheduling procedures, 314-15; *Rems.* on IIF and Paris Club, 315-6; *Rems.* on scope of IMF role in debt rescheduling and its relationships with creditor banks, 310-13, 314-15, 316
- Nigeria: expulsion of Ghanaians from (1983), 358
- Nimetz, Matthew, 128, 131; *Rems.* on possible solutions to Cyprus problem, 123-7, 129, 130, 132
- Nixon, Richard M.: Administration of, 158; and Vienna Conv., 270, 276
- Nobel Peace Prize: awarded to UNHCR, 343
- Non-Aligned Conference: and Cyprus problem, 116
- Nonintervention, principle of: in Western Hemispheric relations, 90, 336
- Nonrefoulement: See Asylum.
- North America: asylum-seekers in, 341; failure to understand Argentine view of Falkland Islands dispute in, 84
- North Atlantic Treaty Organization, 4, 110, 224; and Cyprus problem, 124; intelligence operations in Baltic area, 32, 37
- Northern Ireland: as analogue for Cyprus, 127
- North/North relations: and protectionism, 178
- North Sea: petroleum exploitation in, 55
- North/South relations: foreign investment problems, 39-46, 55-7; and protectionism, 178, 179-80, 190. See also Third World, Third World Trade.
- Norway: and foreign investment in North Sea petroleum, 55; German invasion of (1940), 23; and ICJ, 66; Tupolev-126 crash at Hopen Island, 29; as WWII neutral, 22-3
- Nunes, Keith: quoted, 93-4
- Nuremberg Principles, 101
- Nurick, Lester: *Rems.* on international debt rescheduling, 301-3, 317
- Obote, Milton: restoration of government of in Uganda, 80
- Oil: North Sea exploitation of, 55
- Okolie, Charles Chukwuma: *Rems.*, 300

- Oliver, Covey T., 159, 218, 220, 329, 330, 331, 336; presiding at ASIL Business Meeting, 132-7; *Rems.*, 217, 334; *Rems.* on reversing US partial withdrawal from ICJ compulsory jurisdiction, 323-4, 335
- Onuf, N.G.: Open Forum paper on critical theory of international law, 186
- Organisation for Economic Cooperation and Development: and extraterritoriality, 269; Principles on Positive Adjustment, 196; and steel crisis, 191-2, 196-7
- Organization of African Unity: and French intervention in Central African Republic, 81. *See also* Organization of African Unity conv. on refugees.
- Organization of American States, 278; ASIL role in formation of, 155; and Central American peacekeeping, 147-8, 157, 160, 164-6, 167, 168, 330-1; and Cuba, 148; in Falkland Islands dispute (1982), 70-1; and US intervention in Grenada (1983), 73, 98, 147
- Organization of Eastern Caribbean States: and invasion of Grenada, 72-3, 98-9, 103, 146, 147
- Organization of Petroleum Exporting Countries, 181, 269
- Ortega, Daniel, 63
- Ortega, Humberto: *quoted*, 61-2
- Osakwe, Christopher, 202, 204, 211, 216, 219; *Rems.* on issues in teaching international law, 198-99, 213, 215, 221
- Outer space: *See* Space.
- Overseas Private Investment Corporation, 45
- Owen, Roberts B.: *Rems.* on US partial withdrawal from ICJ jurisdiction, 328-9
- Pacific region countries: EEC trade with, 181
- Packwood, Robert: study on space commercialization, 300
- Paeman, Hugo, 196; *Rems.* on EC view of relationship of economic adjustment and international trade, 190-3; 195-6, 197-8; *Rems.* on OECD steel decision, 196
- Pakistan: Afghan refugees in, 349; analogized to Cyprus, 131; and ICJ, 66
- Palestine Liberation Organization: and law of armed conflict, 11-12
- Palstinians: as POWs in Lebanon, 11
- Panama: BIT with US, 46, 47, 48; Central American peacekeeping efforts of, 157; damage to ship of in Nicaraguan harbor, 157-8; and Havana Conv. on Treaties, 280; and ICJ, 66; as member of Contadora Group, 321; use of IACAC by, 47
- Panama Canal: US policy and, 144-5, 146
- Pan-American Union, 146
- Paraguay: BIT with France, 54; BIT with UK, 54; *Filartiga v. Pena* case, 152-3; membership in ICSID of, 54; PCIJ case re Gran Chaco border, 325
- Paris Club, 304, 305, 310, 311; structure of, 315-6
- Passalacqua-Christian, Luis A.: *Rems.*, 333
- Pastora, Eden, 62
- Paust, Jordan J., 101; *Rems.*, 102, 106-7; *Rems.* on current status of UN Charter art. 2(4), 92-4
- Peacekeeping: regional, 72-4, 98; UN, 95, 103, 106, 114, 319, 320
- Pelcovitz, Nathan: *Rems.*, 131
- Perez de Cuellar, Javier, 111
- Permanent Court of International Justice, 50, 207, 324-5, 326, 327; *Lotus* decision, 267; Nicaraguan acceptance of jurisdiction of, 335; Paraguayan attempt to withdraw from jurisdiction of, 325
- Perry (Judge-US-Mexico Special Claims Commission), 230
- Peru: copper exports to US, 177; and Havana Conv. on Treaties, 280; and Vienna Conv., 280
- Philip C. Jessup International Law Moot Court Competition, 206, 207-8, 216, 218; final round (1984), 337-9
- Philippines: external debt rescheduling of, 307, 314-15; and ICJ, 66; *M.V. Tung Ann* (Supreme Court case), 359; tuna exports to US, 177
- Pictet's Commentaries, 3
- Pinochet, Augusto, 210
- Pizarro, 40, 44, 45
- Plender, Richard O., 358; *Rems.*, 359; *Rems.* on EEC law, 267-8; *Rems.* on European trends in admissions of refugees and aliens, 355-7
- Pol Pot, 81, 210
- Population movements: causes of, 339-40, 342; and human rights, 339-61; human rights violations as causes of mass migrations, 346-51
- Portugal: dispute with India re sea passage (1956), 326; and ICJ, 66; Indian seizure of colonies of, 78
- Pravda, 61
- Proportionality: and mass expulsions, 345; in responses to aerial intrusion in peacetime, 27. *See also* International law, Law of armed conflict.
- Puerto Rico: problems of teaching international law in, 214-15
- Qadhafi, Muammar, 210

- Quigley, John: *Rems.*, 219
- Racial discrimination: *jus sanguinis* determination of citizenship as, 352-3
- Radway, Robert J., 185; *Rems.*, 183-4
- Rama Indians: See Nicaragua.
- Reading, Lord, 274
- Reagan, Ronald: *quoted*, 149
- Reagan, Ronald, Administration of: approach to domestic economic adjustments and international trade, 194-5, 196; Caribbean Basin Initiative, 177-8, 198; Caribbean Basin policy of, 144; Central American policy of, 99, 144, 146-8, 155-8, 160-1, 164-8, 333; credibility of, 158-9, 163; foreign policy of, 88; and ICJ, 323, 327, 331-2, 335; international law concerns of, 89; and invasion of Grenada (1983), 146-8, 158; Latin American policy of, 144, 160-1; multilateral institution policy of, 318-20; and proclamation of Turkish Republic of Northern Cyprus, 111; space commercialization program, 295-8
- Rebus sic stantibus: See International law.
- Refoulement: See Asylum.
- Refugees, 339: admission controls on, 355; attacks on, 341; cause of flights of, 342-4; definitions of term, 349-51, 354, 360; human rights convs. and, 356; need for new conv. re, 354-5. See also Aliens, Asylum.
- Reichler, Paul: *Rems.*, 163-4, 337
- Reifenberg, John: *Rems.*, 218
- Reisman, W. Michael, 92, 93, 94, 97, 99-100, 101, 102, 107, 218; *Rems.* on UN Charter and use of force in contemporary international law, 74-87, 100, 105-6
- Reisman, W. Michael, *International Lawmaking: A Process of Communication*, Lasswell Memorial Lecture (1981), 99-100
- Remote sensing: See Space, commercialization of.
- Restatement, *Foreign Relations Law of the United States (revised)*, 268-9; and Vienna Conv., 277-8
- Restatement (Second), *Foreign Relations Law of the United States*, 266
- Reuter, Paul, 288
- Richard, Ivor: *cited*, 318
- Richardson, Elliot: *cited*, 278
- Riphagen, Willem, 224
- Robelo, Alfonso, 62
- Robinson, Davis, 104; as US Agent before the ICJ in *Nicaragua v. United States* case, 323
- Rogers, John: *Rems.*, 164
- Rogers, William D.: *quoted*, 49; *Rems.*, 335
- Rogers, William P.: *quoted*, 278
- Rohn, P.H., 216, 282; *Rems.* on writings and techniques re international law teaching, 202-8
- Romania: BIT with FRG, 51
- Roosevelt Corollary: See Monroe Doctrine.
- Roosevelt, Franklin D., Administration of, 91; Central American policy, 146; Good Neighbor Policy, 145
- Roosevelt, Theodore, 145, 146; approach to Caribbean and Latin American relations, 144
- Root, Elihu, 144, 145, 147
- Rose, James T.: *Rems.* McDonnell Douglas space venture, 298-9
- Rosenstock, Robert, 101, 104, 105; *Rems.*, 103-4, 105, 106; *Rems.* on art. 2(4) of UN Charter and use of force, 96-9
- Rostow, Eugene V.: *quoted*, 70
- Rovine, Arthur: *Rems.*, 236, 240; *Rems.* on Vienna Conv., 289, 290, 292-3; as US agent at Iran-US CT, 222
- Rubin, Alfred P.: *Rems.*, 11-12, 161-3; *Rems.* on ASIL resolution re US partial withdrawal from ICJ jurisdiction, 137
- Rubin, Seymour J.: ASIL Executive Director's Report, 137-40; *Rems.*, 58, 324; *Rems.* on US partial withdrawal from ICJ jurisdiction, 136, 321, 330, 332, 333, 335, 336, 337; *Rems.* on background of international investment disputes, 38-9; retirement as ASIL Executive Director, 142
- Ruggie, John Gerard: *quoted*, 178
- Russia, Czarist: interest of in Mediterranean region, 124. See also Union of Soviet Socialist Republics.
- Russian Revolution (1917), 179
- St. Kitts and Nevis: and intervention in Grenada (1983), 98
- St. Lucia: and intervention in Grenada (1983), 98
- St. Vincent and the Grenadines: and intervention in Grenada (1983), 98
- Salvation Army, 180
- Sampson, Nicos, 109, 110
- Samuelson, Robert: *cited*, 198
- San Jose, Costa Rica: as site of Conf. of Central American democracies (1982), 321-2
- San Francisco Conference (1945), 95

- Sandanistas: *See* Nicaragua.
- Sani, Jahangir, 230
- Santo Domingo: US occupation of (1913), 90
- Saudi Arabia: dispute with UK re Buraimi, 326; Israeli forcing down of aircraft of (1976), 26
- Schachter, Oscar: *quoted*, 88
- Schlaudemann (Ambassador), 336
- Schwarzenberger, Georg: *cited* on "permissive pragmatism," 87, 88
- Schwebel: Greek concession cases collected by, 50
- Schwebel, Egon, 270
- Scoon, Sir Paul, 72, 98, 104, 105, 146
- Scott, James Brown, 144
- Seguro de Cambio: *See* Argentina.
- Selden resolution: *See* Monroe doctrine.
- Self-determination, right of, 61; and concept of state, 119-23; in Cyprus, 108, 113, 114, 118, 119-23, 131-2; legality of assistance for, 92-4; limited by critical defense zone concept, 83; as main purpose of international law, 85; mass expulsions and, 360-1; use of force and, 67, 77-8, 79, 92-4, 120; and wars of national liberation, 67, 120, 167-8
- Senegal: BIT with US, 46
- de Sepulveda, Bernardo: *quoted*, 33
- Shafeiei (Judge-Iran-US CT), 230
- Shane, Jeffrey N.: *Rems.* on DOT role in space commercialization, 299-300
- Shevchenko, Arkady N.: *Quoted*, 31
- Shultz, George, 319
- Siberian pipeline: EEC/US dispute re, 266, 267
- Silard, Stephen A., 255, 259; *Rems.* on role of IMF in international monetary system, 240-6
- Simpson, Alan K.: *cited*, 347
- Sinclair, Sir Ian, 276, 279, 283; as Jessup Comp. final round judge, 337; *Rems.* on UK participation in Vienna Conv. on Law of Treaties, 271-5, 285, 286, 287-8, 289, 293
- Singapore: and Vietnamese refugees, 352
- Singer, David, 218
- Sivard, Ruth Leger, *World Military Expenditures: cited*, 68
- Small, David, *Rems.*, 332
- Social Darwinists, 76
- Socialist countries: and Vienna Conv., 285. *See also* Eastern European countries, Soviet bloc.
- Sohn, Louis and Thomas Buergenthal: human rights casebook, 220
- Sohn, Louis, *Cases on United Nations Law*, 219
- Somalia: and ICJ, 66
- Somoza, Anastasio, 327
- South Africa: Bantustan as puppet state of, 128; bombing of Angolan outposts by, 158; human rights and self-determination in, 92; steel exports to US of, 196
- South American countries: and International Subsidies Code, 175; and Monroe Doctrine, 90
- South China Sea: attacks on refugees in, 341
- Southeast Asian countries: European treatment of refugees from, 353; massive relocations from, 349, 352; use of "yellow rain" against, 67; and Vietnamese refugees, 352
- Southern Rhodesia, 131
- South Korea: *See* Korea, Republic of.
- Sovereign immunity: *See* Immunity.
- Soviet bloc: and view of wars of national liberation, 168, 216. *See also* Union of Soviet Socialist Republics.
- Soviet Union: *See* Union of Soviet Socialist Republics.
- Space: expendable launch vehicles, 296-7, 299-300; LANDSAT, 186; liability for damage caused by space objects, 297; transportation system, 298. *See also* Space, commercialization of.
- Space America, 298
- Space, commercialization of: 293-301; attorney's view, 298; congressional study re, 300; DOT role, 299-300; financial risks, 294-5; LANDSAT, 295, 296, 298, 300, 301; McDonnell Douglas/Johnson & Johnson joint venture, 298-9; Moon Treaty and, 300; Reagan Administration program, 296-8; remote sensing, 295, 296, 298; US legislation re, 295; White House study re, 300-1. *See also* Space.
- Space Industries, Inc., 298, 299
- Space Services, Inc., 297
- Spain: EEC trade with, 182, 264; and ECHR, 356, 357; expulsion of Jews from (1492), 342; party to Vienna Conv., 270
- Spanish American War, 145

- Springer, Allen, 216
- Sri Lanka: BIT with Switzerland, 55
- Stalin, Josef: *quoted*, 61
- State responsibility: *See* International law.
- State trading countries: EEC trade with, 181-2
- Steel: crisis (1970s), 191-2, 193; EEC and trade in, 181, 192-3, 196, 197, 264; OECD decision re, 196, 197; problems of trade in: 176-7, 181-2, 187, 196-7; US policy on trade in, 194-5, 196-7; US specialty steel industry escape clause case, 194-5, 196
- Stein, Eric: *Rems.* on US/EEC relations, 262-3
- Stein, Ted L., 235, 236; *Rems.* on decisions of Iran-US CT, 227-33, 236-7, 238
- Stephenson, Charles: *Rems.*, 197
- Sterling: and international monetary system, 261
- Stevenson, Adlai: *quoted*, 320
- Straus, Michael: *Rems.*, 237
- Stuyt, Alexander M.: collection of arbitrations by, 50
- Sudan: Egypt relations, 83; and ICJ, 66; Libyan attack on (1984), 66-7
- Suez Canal: nationalization by Egypt (1956), 77, 94; 19th-century dispute re, 50
- Sumo Indians: *See* Nicaragua.
- Sundberg, Jacob W.F., 106, 107; *Rems.*, 102, 336-7; *Rems.* on Swedish perspective on peacetime aerial intrusion, 22-33, 37-8
- Superpowers: and problems of UN collective security system, 97
- Surbeck, Jean-Jacques: *Rems.*, 14-5
- Swaziland: and ICJ, 66
- Sweden: air surveillance in, 29; Aliens Act (1980), 24; arbitrators of in Iran-US CT, 223-4; and attempts to withdraw from ICJ jurisdiction at outbreak of WWII, 326; Aviation Act, 24; and German Observation Mast in high seas, 28; and ICJ, 66; incident preparedness, 29-30; intelligence operations in Baltic area, 37; neutrality and self defense, 29-33; party to Vienna Conv., 270; Penal Code of, 24; perspective of on peacetime aerial intrusion, 22-33; procedures for intercepting aerial intruders of, 26-8; STRIL 50, 29; Submarine U-137 case, 25, 29, 31-2, 33; as WWII neutral, 22-3
- Switzerland: alien admission restrictions in, 355; as analogue for Cyprus, 127, 131; BITs concluded by, 50, 55; BIT with Sri Lanka, 55; Constitution of, 207; and ECHR, 356, 357; and ICJ, 66; report on development education in developed countries prepared for, 184-5; and Vienna Conv., 271
- Syracuse (ancient): colonization of, 40
- Syria: lawlessness of, 209; and Vienna Conv., 285; violation by of law of armed conflict in Lebanon, 11
- Taft, William Howard: *Tinocco* opinion (Supreme Court), 86
- Taiwan: EEC trade restrictions and, 264; industrialization in, 187
- Tamkoç, Metin, 127, 129; *Rems.*, 131; *Rems.* on international legal concept of the state with reference to Cyprus, 119-23, 128-9
- Tanzania: intervention in Uganda (1979), 80, 82, 85, 105
- TASS: and proclamation of Turkish Republic of Northern Cyprus, 111
- Technology transfer: *See* Trade.
- Terrorism: conflicting views of, 199
- Teuthenberg, Johnson: *quoted*, 25
- Texas: immigration into, 180
- Textiles, EEC and trade in, 181-2, 264; multifiber arrangement, 187, 264; problems of trade in, 181-2, 187
- Thailand: rejection of asylum-seekers at border by, 348; and Vietnamese refugees, 352; VRA with EEC, 182
- Thatcher, Margaret: *quoted*, 118
- Third World: approach to technology of, 173-4; aspirations of, 174; aversion of to alien-owned equity, 43; "brain drain" from, 347, 358; and compensation for expropriation, 234; debt, development and trade problems, 187-90, 258-9; and decline of economic liberalism, 179-80; ecological protection in, 180; economic development policy, 187; economic growth, 302; emigration from, 355; and external financing, 242-3; and foreign investment, 55-6, 172-3; and ICSID Conv., 48; IMF and, 259-61; interdependence with developed countries, 302; international law concept of, 211; and international monetary system, 240-62; and International Subsidies Code, 175; misdeeds of, 183-4; 185; perspective on government intervention, 195; and population movements, 339; and US policy, 319. *See also* North/South relations, Third World trade.
- Third World trade, 169-85; decline of economic liberalism and, 177-80; economic development prospects during WWII, 180; EEC and, 181-3, 184; foreign exchange shortages and, 170-2; and GSP, 173, 174-5, 177, 180, 182-3, 185; import barriers and, 173; investment as requirement for, 172-3; with Japan, 169; poverty and, 170; and protectionism, 178, 179-80, 190; risks of, 170-4; steel agreements with EEC, 181-2;

- technology transfer, 173-4; textile agreements with EEC, 181-2; with US, 169-77, 184, 198; US trade law impact on exports, 174-7; and VRAs, 197
- Thomas, Rosalind: *Rems.*, 104
- Thompson, Dennis, 58, 269
- Timberg, Sigmund: *Rems.*, 157-8
- Tipson, Frederick: *Rems.* on ASIL program, 143; *Rems.* on problems of US ratification of Vienna Conv., 283-4, 291,
- Togo: and ICJ, 66
- Tokyo Round (of MTNs): *See* Trade.
- Trade: in automobiles, 187; bilateralism vs. multilateralism in, 183-4, 189-90; countertrade, 172, 178, 249; Davignon plan, 196; decisionmaking modes re, 269-70; decline of economic liberalism, 177-80; and developing countries, 169-85, 187-90; domestic economic adjustments and, 187-98; EEC barriers, 264-5; and GSP, 173, 174-5, 177, 180, 182-3, 185; import barriers and, 173; and international financial system, 189-90; international system, 187-90; MTNs, 180, 189, 264, 265, 269; policy as point of contention between EEC and US, 266; and protectionism, 178, 179-80, 184, 188, 190; in steel, 176-7, 181-2, 187, 196-7, 264; and technology transfer, 39, 173-4; in textiles, 181-2, 187, 264; TPMs and, 196, 197; and VRAs, 178, 197. *See also* European Economic Community, General Agreement on Tariffs and Trade, Third World trade.
- Transnational enterprises: beneficial interests, 41; coerced joint ventures ("disjoint ventures") 41-2; debt-flavored equity, 41; legal structures as "Janus-structures", 40-4; tandem businesses, 41
- Travaux préparatoires: in UK law, 274-5
- Treaties: forceful intervention under, 83; multilateral and development of international law, 290-1; in UK law, 356
- Treaty law: consequences of participation and nonparticipation in Vienna Conv. on, 270-93; and termination or modification of agreements, 325-6
- Treaty Research Center, University of Washington, 206, 282
- Trigger price mechanism: *See* Trade.
- Trooboff, Peter: *Rems.*, 238
- Troyanovsky, Oleg, 150
- Tunisia: and Vienna Conv., 285
- Turkey: curtailment of US aid to, 128, 129, 131; curtailment of Western European aid to, 131; and Cyprus problem, 108-12, 114-15, 116-17, 117-18, 119, 121-4, 126, 128, 132; and ECHR, 356, 357; ethnic heterogeneity, 131-2; fears of USSR/Greece alliance, 124; misuse of US aid in Cyprus, 119; and right of petition under ECHR, 129
- Turkish Cypriot Bar Association, 113
- Turkish Federated State of Cyprus: *See* Cyprus, civil strife in.
- Turkish Republic of Northern Cyprus: *See* Cyprus, civil strife in.
- Turner, Donald: *cited*, 266-7
- Uganda: expulsion of Asians by (1973), 358; and ICJ, 66; Tanzanian intervention in (1979), 80, 82, 85, 105
- Ukraine: in UNSC, 60
- Ullman, Richard, 218
- Union of Soviet Socialist Republics: aid to Nicaragua, 62, 160; air defense forces of, 29; analogized to Cyprus, 131; and attack on Air France airliner (1952), 34; in *Certain Expenses* case, 65-6; Central American policy of, 148, 151, 324; civil liability of in KAL Flight KE 007 case, 22, 25, 35; concept of international law, 61, 67; and Cuba, 128; in Cuban missile crisis, 150, 158; and Cyprus problem, 124, 126; damage to ship of in Nicaraguan harbor, 158; defection of V.I. Belenko from, 24-5; and denial of right to leave, 347; dominance of Russian Soviet Socialist Republic in, 128; and Eastern Europe, 67, 82, 215; Far Eastern Command, 32; and Greece, 124; international law concept of, 60-1, 102; intervention in Afghanistan (1979), 81, 82, 105, 158; intervention in Czechoslovakia, 61, 82, 85, 215; intervention in Hungary (1956), 82, 85; Iran relations, 83; and KAL Flight KE 007 (1983), 17-20, 21, 25, 33-6, 150, 158; and KAL Flight 902 case (1978), 19, 24, 25, 26-7, 28-9, 34; Kissinger Commission Report view of, 88; lying by, 150; nonadherence of to International Air Services Transit Agreement (Chicago-1944), 20, 34; as party to Chicago Conv. (1944), 34; perspective on terrorism of, 199; proposal to amend Chicago Conv. (1984), 21; reconnaissance flights of, 32; and Submarine U-137 case, 25, 29, 31-2, 33; support for Central American insurgencies by, 64; and Tupolev-126 crash at Hopen, Norway, 29; as US antagonist, 69-70, 215-6; US view of pre-recognition acts of, 112; and Vienna Conv., 271, 282-3, 286; Winter War with Finland (1940), 23; Zagirnjak hijacking incident (1977), 27
- United Kingdom: abstention of in UNSC vote on US mining of Nicaraguan harbors, 158; alien admission restriction, 355, 356; and *Anglo-Iranian Oil Co.* case, 325; Argentine discrimination against banks of during Falkland Islands War, 305-6; attempted withdrawal from PCIJ jurisdiction at outbreak of WWII, 326, 327; balance of payment problems, 261; BITs concluded by, 50, 51; BIT with Costa Rica, 54; BIT with Paraguay, 54; British Nationality Act (1981), 355, 357; budget problems and EEC membership, 363;

- and Bulgarian shooting down of El Al airliner (1955), 34; Carriage by Air Act (1961), 274; "Cod War" with Iceland, 38; Court of Appeals decisions, 112; dispute with Saudi Arabia re Buraimi, 326; and ECHR, 356, 357; and effects doctrine, 269; House of Commons Select Committee on Cyprus (1976), 109; House of Lords decisions, 112, 274; and ICJ, 66; Immigration Rules (1982), 355; international law teaching in, 205; knowledge of Libyan attack on Sudan (1984), 66-7; and *Laker* case, 266; as nonparty to UN LOS Conv., 274; and *North Atlantic Shipping* case, 266; and North Sea petroleum exploitation, 55; as party to Vienna Conv., 270, 271-5, 283, 285, 289; and PRC shooting down of Cathay Pacific airliner (1954), 34, 35; Privy Council decisions, 112; Protection of Trading Interests Act, 266; and "travaux préparatoires", 274-5; treaty-making power in, 272, and Vienna Conv. dispute settlement provisions, 285, 286. See also Argentina/United Kingdom, dispute re Falkland Islands (1982).
- United Nations: abuses in, 209-10; Arab-African bloc in, 210; cash flow problems of, 319; and Cyprus problem, 107, 109, 115-16, 117-19, 128, 130-1; deterioration of system, 209; double standard in, 210; Eastern European countries' view of, 60; East/West conflict and failure of world order system of, 60; and French intervention in Central African Republic (1979), 81; and humanitarian intervention, 80; and human rights, 60, 210, 358; inadequacies of, 216; and Indonesian seizure of West Irian, 77-8; international law codification efforts of, 272; and legality of use of force, 59-60, 77-8; and Nigerian expulsion of Ghanaians (1983), 358; and OECS Treaty, 104-5; and peaceful dispute settlement, 114; peacekeeping by, 95, 103, 106, 114, 126, 131, 157, 319, 320; and population movements, 340-2, 346; problems of, 320; proposed conv. on migrant workers, 358; and state recognition, 129; and Tanzanian intervention in Uganda (1979), 80; and Ugandan expulsion of Asians (1973), 358; US policy toward, 65-6, 67-8, 318-20; USSR behavior in, 319; USSR bloc in, 210; and USSR intervention in Afghanistan (1979), 81-2; and Vietnamese intervention in Cambodia (1979), 81. See also United Nations Charter.
- United Nations Association, 319
- United Nations Centre on Transnational Corporations, 45
- United Nations collective security system, 74, 76, 77, 85, 87; functioning of, 96-7; reactivation of, 94-6
- United Nations Commission on Human Rights, 116, 128; Canadian initiative in re refugee flows, 344; and population movements, 340, 342, 351; Special Rapporteur, 357-8; study on right to leave and to return, 357-8
- United Nations Commission on International Trade Law, 54; arbitration rules, 47, 186-7, 228
- United Nations Commission on Transnational Corporations, 56, 57
- United Nations Committee on Human Rights, 116
- United Nations Committee on the Definition of Aggression, 116
- United Nations Committee on the Elimination of Racial Discrimination, 116
- (third) United Nations Conference on the Law of the Sea, 201
- United Nations Conference on Trade and Development, 57; US prospective withdrawal from, 319
- United Nations Declaration on Aggression, 80
- United Nations Declaration on Principles of International Law concerning Friendly Relations and Co-operation among States in accordance with the Charter of the United Nations, 79; *quoted*, 344-5
- United Nations Declaration on Territorial Asylum (1967), 346, 355, 359
- United Nations Development Program (in Cyprus), 111
- United Nations Educational, Scientific and Cultural Organization, 180; abuses in, 209; US prospective withdrawal from, 319
- United Nations Food and Agriculture Organization: *Ideas and Answers*, 184-5
- United Nations General Assembly: and asylum, 346, 355, 359; and collective security system, 95-6; Committee of 24, 79; and compensation for expropriation, 234; and Cyprus problem, 107, 116; definition of aggression, 78, 97, 101; and French intervention in Central African Republic (1979), 81; FRG initiative in re refugee flows, 344; Jordanian initiative re internally displaced persons, 359; Nicaraguan complaints about US in, 322; and Nuremberg Principles, 101, 345; and population movements, 340, 342, 344, 351; and proposed migrant workers conv., 358; responsibilities of, 103; Sixth Committee, 116; Special Rapporteur's Study on Human Rights and Massive Exoduses (1981), 340, 342, 344; Third Committee, 116; Uniting for Peace Resolution (1950), 95-6; and use of force, 81-2, 100; and US intervention in Grenada, 158; and USSR intervention in Afghanistan (1979), 81-2; view of dispute resolution facilities, 52; and wars of national liberation, 167-8
- United Nations Group of Governmental Experts on International Co-operation to Avert New Flows of Refugees, 342, 344
- United Nations High Commissioner for Refugees, 340-1, 346, 355; Disembarkation Resettlement Offers, 341; as Nobel Peace Prize winner, 343; Rescue at Sea Resettlement Offers, 341
- United Nations Military Staff Committee, 76
- United Nations Peacekeeping Force in Cyprus, 111, 114
- United Nations resolutions: legal status of, 114
- United Nations Secretariat: treaty registration with, 114

- United Nations Secretary General: and Cyprus problem, 107, 111, 114, 118-19, 126, 128, 130, 132; as depositary of declarations re ICJ jurisdiction, 325; Report of (1982) *quoted*, 95, 96; and Special Rapporteur's Study on Human Rights and Massive Expulsion, 340
- United Nations Security Council, 60, 106; and Central American peacekeeping, 157, 165; and collective security system, 76, 77, 85, 94-7, 329-30, 331-2, 335; and Cyprus problem, 107, 109, 110, 111-12, 116, 118-19, 129-31; in Falkland Islands dispute (1982), 70-1, 78; and Iran-Iraq War, 67; and judgment enforcement, 83-4; and KAL 007 incident, 150; and Libyan attacks on Chad (1983-1984), 67; and Libyan attack on Sudan (1984), 66-7; and Middle East, 110; and Namibia, 110; Nicaraguan complaints about US in, 167, 322; paralysis of, 77; and regional peacekeeping operations, 73, 104; resolution condemning US mining of Nicaraguan harbors, 66-7, 158; rule of unanimity in, 95-6; Rules of Procedure, 95; and Tanzanian intervention in Uganda (1979), 80; and Turkish Federated State of Cyprus (1975), 111; Ukraine in, 60; and use of force, 81-2, 100, 144, 167-8; and US intervention in Grenada (1983), 82, 91-2, 105; and USSR intervention in Afghanistan (1979), 81; and Venezuela/Cuba dispute, 165; and wars of national liberation, 167-8
- United Nations Subcommittee on the Prevention of Discrimination and the Protection of Minorities, 347
- United States: and ADIZs, 20, 36; aid to Turkey misused in Cyprus, 119; applicability of law of armed conflict to Central American conduct of, 161-2; ASIL resolution on partial withdrawal from ICJ jurisdiction by, 133-7, 158, 319; and asylum applicants, 349, 350, 353; banking regulation and sovereign debt reorganization, 305; and Bulgarian shooting down of El Al airliner case (1955), 34; and Central American nations, 144-69, 336; claimants of and need for better Iran-US CT jurisprudence, 238; colonialism of, 145; "compassion fatigue" re refugees, 347, 353; and Conf. of Central American democracies (1982), 321; credibility, 150-1, 158-9; curtailment of aid to Turkey, 128, 129, 131; and Cyprus problem, 115, 118-19, 123, 126, 132; economic hegemony of, 177; European relations of, 156-7; and exchange controls, 250; in Falkland Islands dispute, 70, 71, 336; "Goldberg reservation" in *Certain Expenses* case, 65-6; Gulf of Maine dispute with Canada, 323; hemispheric security concerns of, 74; hostage seizure by Iran, 221, 328; and IMF, 250, 261; inter-American relations of, 88-92, 156-7, 158-9; international law conception of, 60, 102; and International Subsidies Code, 174; invasion of Cuba (1898), 90; and KAL Flight KE 007 crash investigation, 17, 18, 36; and KAL Flight 902 case (1978), 24; Kissinger Commission Report view of responsibilities of, 88; and *Laker* case, 266; and legality of acts of USSR prior to recognition, 112; and legality of acts of Confederacy, 112; liability of in KAL KE 007 case, 21-2, 36; mining of Nicaraguan harbors by, 66-7, 152-5, 157-8, 162, 319, 332, 336; Netherlands as NATO ally of, 224; Nicaraguan ICJ case against, 65-6, 162, 163-4, 325-6, 331, 332-4; obligations under Geneva Convs. (1949), 5, 7-11; Nicaraguan UNSC complaints against, 167; nonratification of Havana Conv. on Treaties (1928), 280; and *North Atlantic Shipping* case, 266; obligations under Hague Convs. (1907), 10-1; occupation of Haiti and Santa Domingo (1913), 90; as party to ICSID Conv., 47; as party to New York Conv. on arbitral awards, 47, 48; as party to North American Regional Broadcasting Agreement, 279; as party to Warsaw Conv. (1929), 22; perspective on economic adjustment and international trade, 193-5, 196; perspective on terrorism, 199; proposal (1984) to amend Chicago Conv. (1944), 21; protectionism in, 190; and space commercialization, 293-301; treaty-making problems of, 283; and UNGA definition of aggression and draft code of offenses against the peace and security of mankind, 101; and UNGA Uniting for Peace Resolution (1950), 95-6; UN obligations and relations of: 69-70, 119; veto of UNSC resolution condemning mining of Nicaraguan harbors, 66-7, 158; worldwide electronic intelligence network of, 32; WWII air war on Germany, 23. *See also* Iran-United States Claims Tribunal.
- United States Air Force, 296
- United States Air Traffic Control, 36
- United States Alien Tort Claims Act, 152, 163
- United States antitrust: cooperation agreements with Australia and Canada, 269; law, 269
- United States armed forces: training of in law of armed conflict, 2-5
- United States Army School of the Americas (Panama), 3
- United States Articles of Confederation, 207
- United States Attorney General: duties under Ethics in Government Act, 154
- United States Bankruptcy Code, Chapter 11: compared to de facto reorganization plans for sovereign defaults, 303-4; compared to proposed IMF deferral mechanism, 256
- United States banks: as creditors of Brazil, 304; as creditors of Latin American sovereign debtors, 302; Iranian discrimination against during hostage crisis, 305
- United States bilateral investment treaties: arbitration provisions, 47-9; compared to FCNs, 47; compared with FRG BITs, 51; with Egypt, 46; focus of, 46-7, with Haiti, 46, 48; with Latin American countries, 47; Model Rules of Arbitral Procedure (1958) in, 51; number of, 46, 50; with Panama, 46, 47, 48; program, 46-9; with Senegal, 46
- United States Boland Amendment, 147, 153, 165
- United States Bretton Woods Agreement Act (1945), 250, 277

- United States Central America Democracy Peace and Development Initiative Act (1984), 151
- United States Central Intelligence Agency, 330; Grenada coup proposal of, 146; in Guatemala (1954), 159
- United States Coast Guard: and sinking of Canadian ship (1920s), 35
- United States Congress: conflict with executive, 290, 293; and countervailing duty law, 176; and IMF deferral mechanism (proposed), 258; protectionist sentiment in, 173; review of trade adjustment assistance program, 194; and steel quotas, 196; and treaty-making, 283-4; and UN following *Certain Expenses* case, 65-6; and US Central American policy, 150, 152, 153-4, 160, 165, 167; and US partial withdrawal from ICJ compulsory jurisdiction, 334; and war powers clause of US Constitution, 153-4
- United States Congressional Research Service: report on space commercialization, 300
- United States Constitution, 207; and Algerian Accords, 221; Bricker Amendment to, 290; and conduct of US foreign relations, 88, 162; ECJ application of precedents of, 268; Fourth Amendment to, 83; need to clarify treaty-making procedures, 283-4; overlap with international law, 205; and recognition of IMF deferral decisions, 258; separation of powers under, 153; treaty definition in, 276-7; and US partial withdrawal from compulsory ICJ jurisdiction, 324, 326-7, 334; and Vienna Conv., 276-7, 289-90, 292; war powers clause, 152, 153-4, 164
- United States Courts: as audience for Iran-US CT decisions, 232, 236; claims against Iran in, 221; enforcement of international law in, 152-5, 164, 166; and IMF deferral decisions, 255-8; and INS refugee treatment, 360; Iran-US CT as substitute for, 225; KAL Flight KE 007 damage claims in, 21-2; political question doctrine, 153; and Vienna Conv., 277; and Vietnam War, 153
- United States Courts of Appeal: Second Circuit, 152; Ninth Circuit and *OPEC* case, 269
- United States Declaration of Independence, 158
- United States Department of Commerce, 176; and commercialization of LANDSAT, 295
- United States Department of Defense, 167, 218, 295, 298; Law of War Program, 3
- United States Department of Justice, 13
- United States Department of State, 167, 327, 328; and Israeli violation of law of armed conflict in Lebanon, 11; Legal Adviser, 323; Legal Adviser's Office, 104, 278, 334; and *Nicaragua v. US*, 136, 334; and Vienna Conv., 276-9, 292; White Paper, "Aggression from the North," on Vietnam War, 99
- United States Department of Transportation: and space commercialization, 295, 296, 299-300; Office of Commercial Space Transportation, 299
- United States Ethics in Government Act, 154, 165
- United States/European Economic Community relations, 263-70; and EC law, 262-70; and IBM antitrust case (EEC), 266; points of contention, 266-7; trade regulations and, 264, 265-6
- United States executive branch: conflict with Congress, 290, 293; foreign affairs prerogative, 89; study on space commercialization, 301; and treaty-making, 283-4, 293; and Vienna Conv., 292
- United States Export Administration Act, 174
- United States Export Import Bank: as official creditor of sovereign debtors, 307
- United States extraterritorial legislative reach: as point of contention with EEC, 266-7, 269
- United States FCN treaties, 46; compared to BITs, 47; with Nicaragua, 324, 326-7
- United States Federal Aviation Administration, 36
- United States Federal District Court decisions: *Allied Bank International v. Banco Creditor Agricola de Cartago*, 256; *Dellums v. Smith*, 154; *Libra Bank v. Banco Nacional de Costa Rica*, 255-6
- United States Federal Tort Claims Act, 162
- United States footwear industry: escape clause case re, 194
- United States Foreign Assistance Act (1961), 3, 5; and aid to Turkey, 119; amendments to (1976), 8; and international humanitarian law, 9, 12-3; training in human rights under, 8
- United States Foreign Military Sales, 3
- United States Foreign Service, 218
- United States Foreign Sovereign Immunities Act: and KAL KE 007 case, 35
- United States General Accounting Office, 193-4
- United States Good Neighbor Policy, 145
- United States House of Representatives: space commercialization legislation in, 295
- United States House of Representatives Foreign Affairs Committee: hearings on invasion of Grenada (1983), 72
- United States House of Representatives Permanent Select Committee on Intelligence, 156, 163, 167; report on Nicaraguan support for Central American insurgencies (1983), 64, 150-1; Subcommittee on Intelligence Operations Oversight, 163
- United States Immigration and Naturalization Service: standards of, 360
- United States Institute for Human Rights, 339
- United States Internal Revenue Service, 294

- United States and International Court of Justice: 66, 101, 133-7, 158-9, 165, 319, 321-37, 353; costs of attempted withdrawal, 328; Council of Europe view of withdrawal, 336-7; in Iranian hostage crisis, 328; legality of attempted withdrawal, 324-7; practical problems of litigation with Nicaragua in, 322-3
- United States International Military Education and Training Program, 3
- United States International Security and Development Cooperation Act (1981), 5-6
- United States International Security Assistance and Arms Export Control Act, 3; amendments to (1976), 8; and human rights, 8; and space commercialization, 297
- United States International Trade Commission, 175-7, 193, 194, 195
- United States International Traffic in Armaments Regulations, 297
- United States legislation: on space commercialization, 295
- United States Marines: in Dominican Republic (1916), 145; in Haiti (1915-1934), 145; in Honduras (1924-1925), 145; in Nicaragua (1912-1925), 145
- United States-Mexico Special Claims Commission, 230
- United States military intervention: in Caribbean and Latin America, 90-2, 144-6; in Central America, 152, 166; in Cuba, 145; in Grenada, 68, 69, 70, 72-4, 82, 91-2, 93, 98-9, 103-4, 106-7, 146-8, 158; Platt Amendment and, 145
- United States motorcycle industry: escape clause case re, 194, 196
- United States National Aeronautics and Space Administration, 294, 295, 296, 298; joint endeavor policy, 299
- United States National Bureau of Standards, 192
- United States National Security Agency, 32
- United States Neutrality Act: enforcement of, 152, 154; violations of, 13-4, 147, 165
- United States Omnibus Reconciliation Act (1981), 194
- United States Platt Amendment, 145
- United States policy: in Caribbean Basin, 144-5, 165-6; in Central America, 144-52, 157-8, 165-8, 209, 219; in Chile, 6; on compensation, 234; and Contadora recommendations, 160, 164, 165, 322; on countertrade, 172; and countervailing duty laws, 175-6; in El Salvador, 5-6, 10, 155-6, 158; and GATT, 184; "Good Neighbor," 145; in Guatemala, 6; and human rights, 4-5, 8-11; to international adjudication, 334; international law as guide to, 157-8, 209; and international monetary system, 261; in Latin America, 90-2, 144, 157, 158-9, 321-37; to multilateral institutions, 318-20; in Nicaragua, 10, 13-4, 61-8, 105, 106-7, 155-6, 157-8, 161, 166-9, 325-6, 334; to Nigeria, 165; and Panama Canal, 144-5, 146; after Spanish American War, 145; on state recognition, 165-6; on steel, 194-5, 196, 197; on trade, 172, 187, 198, 266; and training foreign military in law of armed conflict, 1-14; and UN, 65-6, 67-8
- United States President: *Report to Congress on U.S. Participation in the U.N.*, 66
- United States receivership agreements: with Dominican Republic (1904), 145; with Haiti (1915), 145; with Honduras (1911), 145; with Liberia, 145; with Nicaragua (1911), 145
- United States Refugee Act (1980), 360
- United States Senate: CIA Grenada coup proposal to Intelligence Committee of, 146; Intelligence Committee report on Nicaraguan involvement in El Salvador, 64; ratification of ICJ Statute, 135, 324, 326-7, 334; ratification of Montreal Protocols to Montreal Agreement (1966), 35-6; Select Committee on Intelligence, 150, 151, 156, 167; space commercialization legislation in, 295; and treaty amendment, 165, and Vienna Conv., 279, 283-4, 290, 292
- United States Senate Foreign Relations Committee, 283; report on acceptance of compulsory ICJ jurisdiction, 135; and Vienna Conv., 270, 276-7, 290, 291, 292-3
- United States Sherman Antitrust Act, 268
- United States specialty steel industry: escape clause re, 194-5, 196
- United States steel industry: and Brazilian competition, 197
- United States Supreme Court, 233; *Alcoa* case, 268; *Baker v. Carr* case, 335; ECJ application of decisions of, 268; ECJ likened to, 262; *Goldwater v. Carter* case, 334; *Horn v. Lockhart* decision, 112; international law expertise of, 220; *Kennedy v. Mendoza-Martinez* decision, 67; reluctance to review executive branch conduct of foreign affairs, 89; *Texas v. White* decision, 112; *Times Picayune* case, 268; *Tinnocco* decision, 86; *Williams v. Buffy* decision, 112
- United States tax code: and space commercialization, 294
- United States trade: decisionmaking mode, 269-70; policy, 172, 187, 198, 266; remedies for unfair practices compared to EEC's, 264, 265-6; VRAs with Japan, 178
- United States Trade Act (1974), 176, 179, 182, 187, 193, 195, 264; escape clause, 194-5
- United States Trade Agreements Act (1979), 174, 270
- United States Trade Expansion Act (1962), 193
- United States trade laws, 196; antidumping, 176, 265-6; and countervailing duties, 175-6, 265-6; and economic adjustment, 193-5; escape clause cases, 194-5; impact on Third World exports to US, 174-7; trade adjustment assistance, 193-4; and trade liberalization, 187

- United States trade with developing countries, 169-74, 184; antidumping laws and, 176; Brazil, 176; Caribbean countries, 172; Central American countries, 172; compared with East and West Europe, 169; countervailing duties and, 175-6; deficit, 169; impact of trade laws on, 174-7; Mexico, 175; nature of, 169
- United States Uniform Commercial Code, 233
- United States universities: international law teaching in political science departments of, 200-2
- United States and Vienna Convention on the Law of Treaties, 282-4, 286, 287, 288-9, 290-3; consequences of nonratification, 270, 276-9; and dispute settlement provisions, 285; signatory, 270
- United States War Powers Resolution: enforcement of, 152; and US Central American policy, 147, 153, 165
- United States White House: *See* United States executive branch.
- Universal Declaration of Human Rights, 92, 93, 357; and mass expulsions, 343, 344, 345, 346-7, 349, 351, 352; and right to leave and to return, 358
- University of Chicago, 214
- University of Chicago Law Review*, 211
- University of Denver: teaching of international law in law school of, 218-19
- University of Maine: teaching of international law in political science department of, 216
- University of Maryland: teaching of international law in law school of, 216-17
- University of Puerto Rico: teaching of international law in political science department of, 214-15
- University of the Netherlands Antilles, teaching of international law at, 217
- Uruguay: human rights violations in, 12-3
- Vafai, John: Open Forum paper on China's offshore oil development, 186-7
- Vagts, Detlev F., 56; *Rems.* on political investment risks, 44-6
- Van Dyke, Jon M., 354; *Rems.*, 360; *Rems.* on international law and mass migrations, 351-4
- Vattel: definition of nationality, 343
- Venezuela: Central American peacekeeping efforts of, 157, 321; dispute with Cuba re support for guerrillas, 165; IMF and stabilization program of, 316; as member of Contadora Group, 321
- Verosha: *See* Cyprus, civil strife in.
- Vienna Conference on the Law of Treaties, 271, 285; Western countries views at, 279, 285
- Vierdag, E.W.; *cited*, 271, 281-2; *Rems.* on scope and shortcomings of Vienna Conv., 279-81, 286-7, 288, 291
- Vietnam: expulsion of Chinese-descended Indochinese by, 342, 352; as international and civil war, 122; intervention in Cambodia (1979), 81; lying by, 150
- Vietnam War: ASIL debates on position re, 135; Ho Chi Minh Trail, 150; US Congress and, 153; US credibility and, 158; and US executive/congressional relations, 290; US State Department White Paper, "Aggression from the North," on, 99
- Voluntary restraint agreements: *See* Trade.
- von Clausewitz, 75
- von Jhering, 75-6
- Waldheim, Kurt, 111
- Waldock, Humphrey: *cited*, 287-8; *quoted*, 117
- Walker, George K.: *Rems.*, 14; *Rems.* on dissemination requirements of law of armed conflict convs., 1-2
- Walker, Mark A.: *Rems.* on negotiating rescheduling arrangements between creditors and sovereign debtors, 306-10, 315; *Rems.* on external debt interest rates, 316-7
- Wall Street Journal*, 164
- Warsaw Pact: intelligence operations in Baltic area, 37
- Wars of national liberation, 67, 120, 167-8
- Washington Post*, 322, 337
- Webber: Greek concession cases collected by, 50
- Webster, Daniel: *quoted*, 33
- Wegen, Gerhard, 53; *Rems.*, 239; *Rems.* on settlement of international investment disputes, 49-52
- Weiss, Edith Brown, 327, 330, 331; *Rems.* on legality of US partial withdrawal from ICJ compulsory jurisdiction, 324-7, 335
- Werner, Jacques, 58
- Western countries: decline of economic competitiveness of, 187; and USSR claim to Eastern Europe as critical defense zone, 82; at Vienna Conf. on Law of Treaties, 279
- Western European countries: and asylum-seekers, 349; curtailment of aid to Turkey, 131; human rights instruments in, 355-6; migrant workers in, 356; trade with US, 169
- Western hemisphere: international law in, 156-7; international relations in, 144; principle of nonintervention in, 90; as US sphere of influence, 145
- West Irian: seizure by Indonesia from Dutch, 77-8
- West legal research system, 220
- Weston, Burns, 106, 214; *quoted*, 93-4; *Rems.*, 99-100

- Weston, Burns, Richard A. Falk and Anthony D'Amato, *International Law and World Order: A Course-book*, 214
- Westwater, Brooks: *Rems.*, 198
- White, H.D., 262
- Whitescarver, David S.: *Rems.* on ASIL resolution re US partial withdrawal from ICJ jurisdiction, 136
- Wilberforce, Richard, Lord, *cited*, 274-5
- Williams, S. Linn: *Rems.* on US trade with developing countries, 169-74, 183
- Wilson, Larman C., 202, 203
- Wilson, Woodrow, Administration of: and intervention in Dominican Republic (1916), 145; and state recognition in Latin America, 165
- Wiss, Marcia A.: *Rems.*, 169
- Wolfe, James H., 127, 129, 132; *Rems.*, 128, 130; *Rems.* on background of unrest in Cyprus, 107-13
- Wolff, Morris, 104, 105; *Rems.*, 103
- Woolsey, T.D.: *quoted*, 87
- World Arbitration Association, 58
- World Bank, 171; and Mexican debt rescheduling, 307-8; and multilateral investment insurance proposals, 53; as official creditor of sovereign debtors, 307; and sovereign debt rescheduling, 301, 302, 303, 311
- World Court: *See* International Court of Justice, Permanent Court of International Justice.
- World War II: attempts to withdraw from PCIJ jurisdiction at outbreak of, 326; Scandinavian countries as neutrals in, 22-3; Third World development prospects during, 180
- Wright, Quincy: *quoted*, 83
- Wright, James: *quoted*, 163
- Yellow rain, 67
- Yokota, Yozo: *Rems.*, 103
- Yugoslavia: as analogue for Cyprus, 127, 131; *Copper Sulphates* ECJ case, 266; as party to Vienna Conv., 271
- Zagirnjak hijacking incident (1977), 27
- Zaire: copper exports to US, 177
- Zambia: copper exports to US, 177
- Zamora, Stephen T., 257, 260; *Rems.* on Mexican debt and exchange controls, 246-50

PROCEEDINGS OF THE SEVENTY-EIGHTH ANNUAL MEETING OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW

CHAIRMAN OF THE COMMITTEE
ON THE ANNUAL MEETING
Gerald I. Rosberg

EDITOR OF THE PROCEEDINGS
George K. Walker
ASST. EDITOR: *Judith R. Hall*

CONTENTS

The Responsibility for Training Foreign Military Personnel in the Laws of War: Should Arms Transfers Be Conditioned on Training in the Law of Armed Conflict?

MODERATOR: George K. Walker	1
REMARKS BY:	
George K. Walker	1
John H. McNeill	2
Michael J. Matheson	5
Robert K. Goldman	7
DISCUSSION	10

Legitimate Responses to Aerial Intrusion in Time of Peace

CHAIRMAN: Hamilton DeSaussure	15
REMARKS BY:	
Ian E. McPherson	15
Peter P.C. Haanappel	19
Jacob W.F. Sundberg	22
James E. Landry	33
DISCUSSION	36

Avoidance and Settlement of International Investment Disputes

CHAIRMAN: Seymour J. Rubin	38
REMARKS BY:	
Seymour J. Rubin	38
Ewell E. Murphy, Jr.	39
Detlev F. Vagts	44
K. Scott Gudgeon	46
Gerhard Wegen	49
Aron Broches	53
COMMENT BY:	
Samuel K.B. Asante	55
DISCUSSION	57

Joint Luncheon with the Section of International Law and Practice of the American Bar Association: *Law and Reciprocity*

ADDRESS BY: Jeane J. Kirkpatrick	59
--	----

The United Nations Charter and the Use of Force: Is Article 2(4) Still Workable?

CHAIRMAN: Richard B. Bilder	68
REMARKS BY: Richard B. Bilder	
<i>Collective Self-Defense and the Use of Regional or Subregional Authority as Justification for the Use of Force.</i> Domingo E. Acevedo	69
<i>Article 2(4): The Use of Force in Contemporary International Law.</i> W. Michael Reisman	74
<i>Article 2(4) and Permissive Pragmatism.</i> Edward Gordon	87

COMMENT BY:	
Jordan J. Paust	92
Nabil Elaraby	94
Robert Rosenstock	96
DISCUSSION	99
CONCLUDING COMMENTS	105
Cyprus: International Law and the Prospects for Settlement	
CHAIRMAN: John Lawrence Hargrove	107
REMARKS BY:	
James H. Wolfe	107
Andrew J. Jacovides	114
Metin Tamkoc	119
Matthew Nimetz	123
DISCUSSION	127
Business Meeting	
Eulogies	132
Resolution referred by Executive Council	133
Report of the Executive Director	137
Report of the Director of Studies	140
Elections	141
Election of Nominating Committee	142
Report of Advisory Committee on a New Executive Director	142
Announcement of Awards	142
Program of the Society	143
U.S. Relations with Central American Nations: Legal and Political Aspects	
CHAIRMAN: Tom J. Farer	144
REMARKS BY:	
Francis A. Boyle	144
Allan Gerson	148
Rhonda Copelon	152
DISCUSSION	155
Trade and the Developing Countries	
CHAIRWOMAN: Marcia A. Wiss	169
REMARKS BY:	
S. Linn Williams	169
Harvey M. Applebaum	174
Edward A. Laing	177
Claus-Dieter Ehlermann	181
DISCUSSION	183
Open Forum	
PRESIDING: Christopher C. Joyner	185
<i>Enforcing International Criminal Law—Fact or Fiction?</i> Robert A. Friedlander	185
<i>Commercialization of the LANDSAT: Legal and Foreign Policy Implications.</i> Douglas R. Miller	186
<i>Criticism, Law and Critical Theory of International Law.</i> N.G. Onuf	186
<i>China's Offshore Oil Developments and the Role of Law.</i> John Vafai	186
Domestic Economic Adjustments and International Trade	
CHAIRMAN: Michael J. Calhoun	187
REMARKS BY:	
Michael J. Calhoun	187

Jose Artur Denot Medeiros	187
Hugo Paeman	190
Claud Gingrich	193
DISCUSSION	195
Reexamination of the Teaching of International Law	
MODERATOR: Christopher Osakwe	198
REMARKS BY:	
Christopher Osakwe	198
John Gamble	200
P.H. Rohn	202
Gidon A.G. Gottlieb	208
Christopher Osakwe	213
DISCUSSION	213
Decisions of the Iran-United States Claims Tribunal	
CHAIRMAN: Lori Fisler Damrosch	221
REMARKS BY:	
Lori Fisler Damrosch	221
John R. Crook	222
David Lloyd Jones	225
Ted L. Stein	227
Brice M. Claggett	233
DISCUSSION	236
Exchange Controls and External Indebtedness: Are the Bretton Woods Concepts Still Workable?	
CHAIRMAN: Sir Joseph Gold	240
REMARKS BY:	
Stephen A. Silard	240
Stephen T. Zamora	246
Adrian F.J. Hope	250
Eli Whitney Debevoise II	254
CONCLUSIONS BY:	
Sir Joseph Gold	258
The Law of the European Communities and U.S./EEC Relations	
CHAIRMAN: Eric Stein	262
REMARKS BY:	
Eric Stein	262
Claus-Dieter Ehlermann	263
Gary N. Horlick	265
Lloyd Cutler	266
Claus-Dieter Ehlermann	267
Richard O. Plender	267
DISCUSSION	268
The Vienna Convention on the Law of Treaties: The Consequences of Participation and Nonparticipation	
CHAIRMAN: Richard W. Edwards, Jr.	270
<i>The Vienna Convention on the Law of Treaties: The Consequences of Participation and Nonparticipation.</i> Sir Ian Sinclair	
	271
<i>The Vienna Convention on the Law of Treaties: Consequences for the United States.</i>	
Robert E. Dalton	276
REMARKS BY:	
E.W. Vierdag	279

Maria Frankowska	281
Frederick S. Tipson	283
DISCUSSION	284
The Commercialization of Space: Incentives, Impediments and Alternatives	
CHAIRMAN: Stephen Gorove	293
REMARKS BY:	
L.J. Evans, Jr.	294
S. Neil Hosenball	295
Harry R. Marshall, Jr.	295
James R. Myers	298
James T. Rose	298
Robert J. Newman	299
Jeffrey N. Shane	299
Edward R. Finch, Jr.	300
DISCUSSION	300
International Debt Rescheduling	
CHAIRMAN: Lester Nurick	301
REMARKS BY:	
Lester Nurick	301
Robert Carswell	303
Mark A. Walker	306
George P. Nicoletopoulos	310
DISCUSSION	313
Annual Dinner	
Address by Donald McHenry	318
World Court Jurisdiction and U.S. Foreign Policy in Latin America	
CHAIRMAN: Seymour J. Rubin	321
REMARKS BY:	
Michael Kozak	321
Covey T. Oliver	323
Seymour J. Rubin	324
Edith Brown Weiss	325
Keith Highet	327
Seymour J. Rubin	328
Roberts B. Owen	328
Lloyd Cutler	329
Seymour J. Rubin	330
Michael Kozak	331
Seymour J. Rubin	332
DISCUSSION	322
Philip C. Jessup International Law Moot Court Competition	337
Human Rights and the Movement of Persons	
CHAIRMAN: Ved P. Nanda	339
REMARKS BY:	
Ved P. Nanda	339
Luke T. Lee	342
David A. Martin	346
Jon M. Van Dyke	351
COMMENT BY:	
James A.R. Nafziger	354
Richard O. Plender	355

Richard B. Lillich	357
DISCUSSION	359
Appendices	
Officers and Committees of the ASIL for the Year 1984-1985	361
Board of Review and Development	364
Amendments to the Constitution and Regulations	364
Contributing and Supporting Members, 1984	365
Indexes	367
Table of Cases	367
Treaties, Conventions and Agreements	370
Index	372

